



UNITED STATES MARINE CORPS

MARINE CORPS BASE
PSC BOX 20004

CAMP LEJEUNE, NORTH CAROLINA 28542-0004

BO P5560.2K

BPMO

MAY 20 1996

BASE ORDER P5560.2K

From: Commanding General
To: Distribution List

Subj: MOTOR VEHICLE AND TRAFFIC REGULATIONS

Ref: (a) MCO 5110.1C
(b) MCO 5100.19C
(c) Motor Vehicle Laws of the State of North Carolina (NOTAL)
(d) Uniform Vehicle Code and Model Traffic Ordinance (NOTAL)
(e) Assimilative Crimes Act (18 U.S.C. 13) (NOTAL)
(f) BO 11017.1C
(g) BO P4600.1G
(h) BO 5810.3E
(i) General Statutes of North Carolina (NOTAL)
(j) DoD Instruction 6055.4 (NOTAL)

Encl: (1) LOCATOR SHEET

1. Purpose. To promulgate the motor vehicle and traffic regulations for Marine Corps Base, Camp Lejeune, North Carolina.

2. Cancellation. BO P5560.2J.

3. Information. The operation of motor vehicles on this Base is a privilege which is extended to persons who meet certain qualifications and abide by applicable laws and regulations. This privilege may be withdrawn for cause and/or security needs. Reference (a) establishes policy, responsibility, and procedures for motor vehicle traffic supervision. Reference (b) provides policy, responsibility and procedures for the Marine Corps Traffic Safety Program for military personnel. The rules of the road contained herein are based on applicable portions of references (c) and (d). Reference (e) provides a criminal code for federal reservations using local state statutes to fill in the gaps where no federal provisions exist. Reference (f) deals with the use of off-road recreational vehicles, and reference (g) is the Motor Transport Administrative Order. Reference (h) contains the Base guidelines on search and seizure. Reference (i) provides the guidelines for the Utilities Commission of North Carolina, and reference (j) provides the guidelines for the Defensive Drivers' Improvement Course.

4. Summary of Revisions. This revision contains a substantial number of changes and should be completely reviewed.

1A7 30 1996

5. Reserve Applicability. This Order is applicable to the Marine Corps Reserve.

6. Concurrence. This Order has been coordinated with and concurred in by the Commander, U.S. Marine Corps Forces, Atlantic; Commanding Generals, II Marine Expeditionary Force, 2d Marine Division, 2d Force Service Support Group, II MEF Augmentation Command Element, and Commanding Officer, MCAS(H) New River.



J. T. MURRAY
Chief of Staff

DISTRIBUTION: A plus BPMP (30,000 booklet size)

BO P5560.2K

MAY 20 1996

LOCATOR SHEET

Subj: MOTOR VEHICLE AND TRAFFIC REGULATIONS

Location: _____
Indicate location(s) of the copy(ies) of this Order.

ENCLOSURE (1)

MOTOR VEHICLE AND TRAFFIC REGULATIONS

RECORD OF CHANGES

Log completed change action as indicated.

Change Number	Date of Change	Date Entered	Signature of Person Incorporating Change

MOTOR VEHICLE AND TRAFFIC REGULATIONS

CONTENTS

CHAPTER

1	GENERAL
2	ADMITTANCE AND REGISTRATION OF MOTOR VEHICLES
3	EQUIPMENT
4	RULES OF THE ROAD
5	GENERAL MOTOR VEHICLE REGULATIONS
6	MOTOR VEHICLE ACCIDENTS
7	GOVERNMENT VEHICLES
8	COMMERCIAL VEHICLES AND FOR HIRE VEHICLES AND CARRIERS
9	ENFORCEMENT OF MOTOR VEHICLES AND TRAFFIC REGULATIONS
10	BASE TRAFFIC COURT

MOTOR VEHICLE AND TRAFFIC REGULATIONS

CHAPTER 1

GENERAL

	<u>PARAGRAPH</u>	<u>PAGE</u>
RESPONSIBILITY	1000	1-3
SUSPENSION OR REVOCATION OF DRIVING PRIVILEGES	1001	1-3
MOTORCYCLES, MOPEDS, AND BICYCLES	1002	1-3
VIOLATIONS	1003	1-3
DRIVER EDUCATION	1004	1-4

MOTOR VEHICLE AND TRAFFIC REGULATIONS

CHAPTER 1

GENERAL

1000. RESPONSIBILITY. Every motor vehicle operator on this Base will comply with the regulations published herein, and the Motor Vehicle Laws of North Carolina issued by the State Division of Motor Vehicles. All traffic speed limits and other regulatory signs posted will also be obeyed.

1001. SUSPENSION OR REVOCATION OF DRIVING PRIVILEGES. When it is determined that a person has failed to operate a motor vehicle in a safe, sane, prudent or lawful manner consistent with this Order, the driver's driving privileges may be suspended or revoked. Anyone whose driving privileges are suspended or revoked is forbidden to drive a privately-owned motor vehicle on Base, and is forbidden to allow anyone else to operate their privately-owned motor vehicle(s), unless that person is a bona fide dependent.

1002. MOTORCYCLES, MOPEDS AND BICYCLES. All regulations set forth herein are applicable to motorcycles, mopeds, bicycles, and their operators, unless obviously or explicitly exempted. Motorcycles are included in the term "motor vehicles," whereas mopeds and bicycles are not.

1003. VIOLATIONS

1. The regulations set forth in this Order are General Orders upon which disciplinary or punitive proceedings may be based in appropriate cases. Civilian violators may be charged for violations of state traffic laws aboard Base in Federal Magistrates Court under the Federal Assimilative Crimes Act.

2. Any disciplinary or punitive measures taken will be in addition to any administrative sanction that may be imposed by the Base Traffic Court (BTC) pursuant to Chapter 10 of this Order.

3. Notwithstanding any of the provisions of this Order, all persons who have lost their driving privileges to operate a motor vehicle for any reason, regardless of the court or jurisdiction, will not operate any motor vehicle on Base.

4. The provisions of this Order are to be construed as complementary to other laws and regulations. If a provision of this Order contravenes a law or regulation of higher authority, the higher law or regulation will prevail.

1004. DRIVER EDUCATION

1. Driver Education. All military personnel under 26 years of age who possess a driver's license or are required to operate military vehicles will be given a minimum of eight hours of classroom instruction in traffic safety designed to establish and reinforce a positive attitude toward driving. Individual responsibility and correct response to routine and emergency driving situations will be stressed. Such education will be given as soon as practical after entry into military service.

2. The requirement for Reserve units to receive drivers improvement training is deferred until post mobilization. However, individual reservists entering active duty will receive the same training as regular accessions.

MOTOR VEHICLE AND TRAFFIC REGULATIONS

CHAPTER 2

ADMITTANCE AND REGISTRATION OF MOTOR VEHICLES

	<u>PARAGRAPH</u>	<u>PAGE</u>
ENTRANCES AND EXITS	2000	2-3
ADMITTANCE OF MOTOR VEHICLES	2001	2-3
HOURS OF ADMITTANCE	2002	2-4
VEHICLE REGISTRATION	2003	2-5
REGISTRATION OF MOTORCYCLES.....	2004	2-7
RESTRICTIONS	2005	2-8

MOTOR VEHICLE AND TRAFFIC REGULATIONS

CHAPTER 2

ADMITTANCE AND REGISTRATION OF MOTOR VEHICLES

2000. ENTRANCES AND EXITS

1. The only authorized entrances and exits to this Base are those which are manned by Military Police (MP) or otherwise designated by the Commanding General, e.g., Midway Park, Tarawa Terrace, and Rifle Range.
2. All wheeled vehicles will enter and exit on paved roads unless otherwise authorized by the Commanding General, Marine Corps Base, Camp Lejeune or designated representatives.

2001. ADMITTANCE OF MOTOR VEHICLES

1. Motor vehicles bearing a valid Camp Lejeune pass or DoD decal will normally be admitted without restriction. Personnel permanently assigned to commands located at Camp Lejeune are required to register their vehicles within 30 days of reporting aboard.
2. Official automobiles of any federal, state, county, city agency, or local utilities company will normally be admitted without restriction.
3. All other vehicles will be required to display a valid Marine Corps Base, Camp Lejeune, pass before entry is authorized, except as the Commanding General may direct.
4. Go-carts, golf carts or midget cars equipped with gasoline engines and all other similar motor driven vehicles are prohibited from being operated on this Base, except in the special use areas designated by BO 11017.1C. These vehicles must be transported by an authorized carrier or vehicle to and from the special use areas. Battery operated cars designed for the use of children may be driven in the sponsor's yard, or in special use areas only. Golf carts used by MWR and its patrons on the golf course are authorized.
5. Initial active duty student personnel are not authorized to bring privately-owned vehicles aboard this Base unless specifically approved by the Commanding Officer of the assigned unit or if Camp Lejeune is their ultimate destination.
6. It is a violation of this Order for any individual, whether military personnel or civilian to:

a. Knowingly enter any area within the Base, including any Base housing area, by operating a vehicle which displays a DoD registered decal in which the decal is either:

(1) not registered to the vehicle on which the decal is displayed; or

(2) not registered to the current owner of the vehicle.

b. Knowingly enter any area within the Base, including any Base housing area, and operate a motor vehicle while the registered owner's Base driving privileges are either suspended or revoked.

c. Operate a vehicle within any area of the Base, including any Base housing area, without a valid vehicle visitors pass or DoD registered vehicle decal, with the exception of those vehicles mentioned in 3 above.

7. Any individual who violates the provisions of this Order may be subject to prosecution in the Federal Courts of the United States, in addition to any administrative action taken under Chapter 10 of this Order.

8. The admittance of any motor vehicle may be denied by the Commanding General when such denial is considered to be in the best interest of the Government.

2002. HOURS OF ADMITTANCE

1. Motor vehicles bearing valid military Base decals or passes will normally be admitted at any hour. Motor vehicles bearing valid civilian Base decals or passes are authorized admittance only in conjunction with the operator's official duties, job or service to the Base.

2. Motor vehicles without Base decals whose operators present a valid military, military dependent, or civilian employee identification card; or orders to active or inactive duty will be admitted at any hour provided the operators meet Base registration requirements and their Base operating privileges have not been suspended or revoked.

3. Motor vehicles without valid Base decals whose operators do not meet the above requirements may be authorized admittance as the Commanding General may direct. Vehicles belonging to owners and employees of businesses located aboard Marine Corps Base, Camp Lejeune may enter one hour before the commencement of business and will depart from the area one hour after the close of business.

4. Authorized sponsors may sponsor guests aboard Base at any hour. This request will be directed to the Visitors' Center, Building 812, adjacent to the main gate, in the manner most convenient to the sponsor; that is, telephonically, in writing, or in person. The sponsor need not be present at the time guests are admitted. Dependents living aboard the Base may sponsor guests after normal visiting hours for the purpose of going directly to the dependents' quarters and returning. Guests will be issued an appropriate pass for vehicle identification.

5. Non-sponsored visitors may bring motor vehicles aboard Base during daylight hours for special events and must depart with their vehicles by 2400.

2003. VEHICLE REGISTRATION

1. Temporary and Special Vehicle Passes

a. Temporary Passes will be issued to military personnel permanently assigned or temporarily attached to commands located at Camp Lejeune and civilian employees at Camp Lejeune to allow time for them to obtain necessary documents e.g., state inspection sticker, if required, for a permanent decal. More than one temporary pass (not to exceed 30 days) for the same vehicle is not authorized unless sufficient justification is presented.

(1) Applicants for a temporary decal or pass will be required to present a valid state vehicle registration, valid state operator's license, and proof of valid liability insurance.

(2) Reservists not on extended active duty will be issued temporary passes for the duration of their training period after presenting their orders to active or inactive duty.

(3) In all cases, the temporary pass will be displayed in the lower left corner of the windshield, except for motorcycles which will have the pass taped to the front fender.

b. Visitor Passes will be issued to military personnel, dependents, Base civilian employees, visitors, operators of commercial vehicles and others as appropriate at all gates, except the main gate, to operators of motor vehicles not bearing valid Base decals. Building 812, Visitors' Center, will issue visitor passes, in lieu of the main gate, to prevent traffic congestion.

(1) A valid operator's license and vehicle registration card will be presented before a visitor's pass may be issued.

(2) Visitor passes will be displayed in the lower left corner of the windshield, except for motorcycles, which will have the pass affixed to the front fender.

(3) Visitor passes expire at 2400 on the expiration date stamped or written on the pass.

(4) A "Special Events Pass" may be issued to visitors attending any Morale, Welfare, and Recreation or other special event to which the public is invited. This pass is valid from the place of entry to the location of the special event and return trip.

c. Guest Passes will be issued at the Visitors' Center, Building 812, to personnel sponsored aboard the Base by the Commanding General, representatives of specific organizations, and personnel assigned government housing.

(1) An "Official Visitor Pass" may be issued to guests of General Officers and others so designated for a period of time up to one year.

(2) A "Special Guest Pass" may be issued to sponsored guests of specific organizations for a period of time up to one year.

(3) A "House Guest Pass" may be issued to sponsored guests of personnel residing in government quarters for a period of time up to seven days. For periods longer than seven days authorization from the Family Housing Office is required.

d. Highway 172 Passes will be issued to motorists traveling between Sneads Ferry and Triangle Outpost Gate on Highway 172 only. No proof of vehicle ownership, insurance, or possession of operator's permit is required. This pass will be displayed in the lower left corner of the windshield and will be returned to the sentry at the gate of exit.

2. Permanent Base Decals will be issued to active-duty service members, retirees, reservists on extended active-duty, and civilian employees of Marine Corps Base, Camp Lejeune. All permanent registration will be conducted at the PMO Vehicle Registration Office, Building 4000, Midway Park housing area.

a. Base decals will be issued in appropriate colors per reference (a), with identification information and will be displayed on the top center or the lower left hand corner of the windshield of the vehicle.

b. Authorized persons may register their privately-owned vehicles with the Vehicle Registration Section and be issued

permanent decals. Civilian vehicle operators whose duty, employment, or official business requires entry to the Base a minimum of four times per week may be issued Base decals upon approval by the Base Provost Marshal.

c. In every case where possible, the registered owner or the spouse of the owner must properly register their vehicle. In those unusual cases, such as deployment or hospitalization, when the owner or the spouse cannot appear in person, a parent, adult dependent, or an appropriate officer in the command to which the owner is assigned may be authorized to act as agent for the owner in registering the vehicle.

d. In all cases, the following documentation is required:

(1) Valid military, military dependent, or civilian identification card.

(2) Valid state operator's or chauffeur's license, as appropriate.

(3) Valid state vehicle registration. Temporary license plates and/or registration are not acceptable for permanent Base registration.

(4) Valid motor vehicle liability insurance conforming to the requirements established by the State of North Carolina.

(5) A valid state motor vehicle inspection decal.

(6) Notarized written permission to operate the vehicle to be registered if the applicant is not the registered owner, legal owner, or spouse of the owner. Vehicles belonging to other than immediate family, i.e., parent, wife, or child, will not normally be registered.

2004. REGISTRATION OF MOTORCYCLES

1. All registration requirements in section 2003 apply, except that motorcycle operators must show proof of having satisfactorily completed an approved motorcycle safety course and have a valid motorcycle operator's license or endorsement.

2. In those cases where the individual does not possess an approved motorcycle safety course completion certification, a temporary pass will be issued to allow for sufficient time to obtain one.

2005. RESTRICTIONS. The privilege of retaining permanent Base decals and passes will be subject to the following restrictions:

1. Base vehicle passes and decals are issued as government property and remain so until legally surrendered or removed by competent authority. The unauthorized removal, sale, transfer to another vehicle, mutilation, forgery of, or obscuring of a Base decal or pass is prohibited.

2. It is the responsibility of the registrant to maintain the Base decal or pass and safeguard its condition by routine care. The loss, mutilation or defacement of a permanent DoD registered vehicle decal or pass will be reported immediately to the Vehicle Registration Section which will replace it, if appropriate.

3. The registered owners of any vehicles for which permanent DoD registered vehicle decals have been issued will immediately notify the Vehicle Registration Section of their transfer from or termination of employment at Camp Lejeune. Transfer of title, sale of the registered vehicle, or change of vehicle description as to body style or color must also be reported. Owners will ensure that the decals are removed and destroyed upon sale of the vehicles.

4. No operator of a motor vehicle will drive on the Base without the state registration and proof of vehicle liability insurance in the vehicle.

5. Any person who knowingly falsifies any information contained in an application for any vehicle pass or decal may be subject to disciplinary action, civilian prosecution, or other administrative action.

6. No person will transfer a registration plate issued for a privately-owned vehicle to another, except upon sale of the vehicle for which the plates were originally issued or as permitted by law.

7. No person will willfully deface, destroy, or alter the manufacturer's serial or engine number or other distinguishing number or identification mark of a vehicle registered on Base; nor should any owner permit the defacing, destroying, or alteration of such number or marks.

8. Those persons who operate a privately-owned motor vehicle aboard Base and who have had their driving privileges suspended or revoked by a state or the District of Columbia must report to the Vehicle Registration Section within 24 hours after the imposition of such suspension or revocation to surrender their Base DoD registered vehicle decal. The vehicle must then be removed from Base and stored off base unless re-registered to a bona fide dependent only.

9. The registered owner of each motor vehicle registered on this Base must maintain the minimum insurance required by the State of North Carolina throughout the period of registration. Failure to maintain continuous liability insurance coverage may result in a monetary penalty (imposed by the state), loss of license plates and driving privileges. The DoD decal is also subject to removal.

MOTOR VEHICLE AND TRAFFIC REGULATIONS

CHAPTER 3

EQUIPMENT

	<u>PARAGRAPH</u>	<u>PAGE</u>
GENERAL.....	3000	3-3
OPERATING EQUIPMENT	3001	3-3
MOTORCYCLE OPERATING EQUIPMENT	3002	3-7
RADAR DETECTION OR EMISSION DEVICES	3003	3-11

MOTOR VEHICLE AND TRAFFIC REGULATIONS

CHAPTER 3

EQUIPMENT

3000. GENERAL. All vehicle equipment required by law, regulation, or by design must be in good working condition. Paragraph 3001 applies to vehicles having four or more wheels, and paragraph 3002 applies to motorcycles. Vehicles not meeting the appropriate requirements may be issued a traffic citation and not permitted on Base.

3001. OPERATING EQUIPMENT. No person will operate any vehicle having four or more wheels upon any road of this Base unless such vehicle is equipped as follows:

1. Horn. The horn must be in good working condition, capable of emitting a sound audible under normal conditions from a distance of not less than 200 feet.

2. Steering and Suspension Assembly. All components must be in good working order, there will be no dangerous or undue looseness anywhere in the steering mechanism.

a. If the wheels are on the ground and the front wheels are in a straight line, free play must not exceed three inches in steering wheels up to 18 inches in diameter, nor more than four inches in steering wheels over 18 inches in diameter.

b. Front or rear springs must not be broken or sagging.

c. The front wheels or front assembly must not be twisted or bent, and there must not be any loose or missing bolts, nuts, or rivets.

d. If the vehicle is equipped with a power steering system, it will be free from leaks; the fan belt must not be loose or worn.

e. Shock absorbers will be firmly attached and in serviceable condition.

f. All front and rear suspension attaching parts will be intact and in serviceable condition.

g. Lubrication systems will be free of excessive oil leaks.

3. Exhaust System. The exhaust system must be in compliance with approved safety standards and emission control regulations.

4. Brakes. Every motor vehicle when operated on Base will be equipped with brakes adequate to control the movement, or to stop, and hold the vehicle. All originally equipped brakes will be in good working order, with two separate means of applying the brakes. If these two separate means of applying the brakes are connected in any way, they will be constructed so that failure of any one part of the operating mechanism will not leave the motor vehicle without brakes.

5. Auxiliary Brake. The auxiliary brake must be in good working order.

6. Speedometer. The speedometer must be in good working order.

7. Windshield Wipers. The windshield wipers must be in good working order.

8. Lights

a. Headlights. Headlights will be on from sunset to sunrise, when operating the windshield wipers, and as appropriate. Every motor vehicle will be equipped with at least two head lamps, one on each side of the vehicle, in proper working condition, adjusted in accordance with state specifications.

(1) Lenses must not be cracked, broken, missing or discolored.

(2) A high/low beam dimmer switch and indicator must be in good working order.

(3) Materials such as headlight shields, painted lenses and other objects that could interfere with the light beam are not permitted on or within the headlight.

(4) Headlights must not project a dazzling or glaring light while on low beam.

b. Additional Lights. These are not to exceed two mounted on the front of the vehicle and must be adjusted in accordance with state regulations, and must be turned off when oncoming traffic approaches or within 500 feet of any vehicle in front. Fog lights will be used only when other lights are not appropriate. Fog lights will be permitted to burn, in addition to the vehicle's headlights, during inclement weather conditions only.

c. Directional Signals. All motor vehicles manufactured after 1 July 1953 must be equipped with electrical or mechanical turn signals. All right-hand drive motor vehicles or vehicles so

constructed that the hand signal is not visible to the front and rear will be equipped with electrical or mechanical signals.

(1) Flashing directional signals must be visible from the front and rear.

(2) Directional signals must be securely mounted on vehicles. Wiring and connections must be in good condition.

(3) Lenses must not be cracked, broken, missing or discolored.

(4) Front directional signals must project white or amber light and rear signals must project red or amber light.

(5) Materials such as taillight shields, painted lenses and other objects that could interfere with the light beam are not permitted on or within the taillight.

d. Taillights. Taillights must be securely mounted to the vehicle and will be clearly visible to vehicles from the rear, but will not be dazzling or glaring. Lenses must not be cracked, broken, missing, discolored, or of a color other than red. All taillights must be in good working order.

e. Brake Lights. Brake lights must be visible from the rear, the lenses must be red, and not cracked, broken, missing, or discolored.

f. License Tag Light. Rear license plates must be illuminated with a white light during the hours of darkness.

g. Clearance Lights. Clearance lights are required on any bus or truck with an overall width of 80 inches or more and any trailer or semi-trailer having a gross weight in excess of 3,000 pounds. They must be installed in accordance with state regulations.

9. Tires and Wheels

a. Tires. All tires must have at least 1/16 inch tread on their running surface. Racing slicks are prohibited.

b. Wheels. All wheels must be properly mounted and secured.

10. Safety Glass. Approved safety glass must be installed wherever glass is used in doors, windows, windshields, wings, partitions, and rear windows. The term "safety glass" as used in this Order will be construed as meaning glass so treated or combined with other material so as to reduce injury to persons when the glass is cracked or broken.

11. Windshields. Vehicles will be equipped with a permanent windshield, and the glass will not be obstructed by any sign, poster, or other non-transparent material other than a certification or other paper required to be displayed by law or regulation. The windshield glass will be free from breaks, cracks, fogging, scratches, or discoloration which would impair the driver's vision or in any way create a hazard.

12. Windows. The front seat windows, vent windows, and rear windows will not be obstructed by any sign, curtain, poster, or other non-transparent material and will be free from breaks, cracks, fogging or scratches. Tinting must meet North Carolina State specifications.

13. Mirrors. All vans, station wagons and similar type vehicles that do not have side or rear windows or that have the side and/or rear windows covered must be equipped with appropriate right and left side view mirrors so located as to permit the driver to view the road for a distance of at least 200 feet to the rear. All vehicles operated on this Base must be equipped with a mirror enabling the driver to view the road to its rear. Vehicles manufactured from 1966 and after, and registered in North Carolina, will be equipped with a mirror mounted on the driver's side of the vehicle.

14. Seatbelts and Anchorage

a. All motor vehicles registered aboard Camp Lejeune and manufactured after January 1, 1964, will be equipped with at least two sets of seatbelts for the front seat of the motor vehicle. In addition, those vehicles manufactured after July 1, 1966, will be equipped with at least two sets of seatbelts for the rear seat of the motor vehicle.

b. Seatbelts will be securely anchored to the vehicle, and meet manufacturer's specifications.

15. License Plates. No person will operate a motor vehicle upon any road on this Base unless state or territorial vehicle license plates are mounted and securely fastened to the vehicle. The plates will be legible, visible, and present an entirely unobstructed view with the rear plate illuminated with a white light at night.

16. Body. No person will operate a motor vehicle upon any road on this Base unless the body, fenders, doors, hoods, trunk lid, or other body attachments are intact and in such condition so as not to present a safety hazard. A vehicle that was originally equipped with bumpers as standard equipment, must continue to be fitted with bumpers equal to the original equipment. No person will operate any dump truck or pickup truck with its bed raised on any hard surface roadway.

17. Prohibited Equipment. No person will operate a motor vehicle upon any road on this Base:

a. Using a cut-out or straight through muffler on their vehicle.

b. Using any spot lamp on the vehicle unless such vehicle is so equipped for public service.

c. Which displays red or blue lights or is equipped with a siren, compression or spark plug whistle on any privately owned vehicle. Red lights are restricted to official city, county or state fire or emergency medical services vehicles; blue lights are restricted to official police vehicles; sirens are restricted to all the above-mentioned vehicles only.

d. Using a horn except as a reasonable warning, nor will the driver make any unnecessary or unreasonable loud or harsh sounds by means of a horn or other warning device.

e. With the manufacturer's specified height of any motor vehicle elevated or lowered, either in front or back, more than six inches by modification, alteration, or change of the physical structure of said vehicle.

18. All original safety equipment and protective devices will be intact and in proper working condition.

3002. MOTORCYCLE OPERATING EQUIPMENT. No person will operate a motorcycle upon any road on this Base unless such vehicle is equipped as follows:

1. Steering and Wheel Alignment

a. Motorcycles will be equipped with front forks that meet design specifications.

b. Components will not be broken, loose, missing, or show excessive wear.

c. Steering head bearing will not be loose, broken, or defective.

d. Handle bars will not be loose, bent, broken, damaged or welded.

2. Suspension. Motorcycles will not have broken, excessively worn, missing, defective, disconnected, or malfunctioning shock absorbers; broken or excessively sagging springs; or other defective suspension components.

3. Tires, Wheels and Rims

a. Tires must have 1/16 inch tread on all running surfaces. Racing slicks are prohibited.

b. Casings, beads, tread and fabrics will be free of breaks, bulges, cracks or exposed fabric which exhibit a weakened, unsafe tire condition.

c. There will be no loose, missing or defective air valves, bolts, nuts or lugs.

d. There will be no bent, loose, cracked or damaged wheels; defective rims or wheel flanges; or missing, broken, bent, loose, or damaged spokes.

e. The wheels will be free of missing rivets, studs, nuts, and broken or out-of-adjustment bearings.

4. Exhaust Systems

a. Motorcycles will be equipped with complete exhaust systems including mufflers which reduce noise to a minimum level and be installed according to design specifications and applicable regulations. Exhaust pipes will not be cut off nor have baffles removed. Straight pipes are prohibited.

b. Exhaust systems and elements thereto, including exhaust guards, will be securely fastened.

5. Fuel Systems

a. The fuel tank and piping will be securely installed, and the fuel line will be free from leaks.

b. The fuel tank will be vented.

c. The throttle will be aligned and not binding; linkage (including cables) will not be worn, bent, broken, corroded or missing.

d. On models with a quick-release throttle, the throttle must return to "off" or "idle" position when released.

6. Brakes

a. There will be at least one foot and hand brake. Operating levers and pedal shafts will be properly positioned and aligned.

b. Mechanical parts will not be misaligned, badly worn, broken or missing.

c. The brake system will be free of worn, missing, or defective pins, cables, cords, clevises or couplings; misaligned anchor pins; frozen or rusted inoperative connections; missing spring clips; improper wheel bearing adjustment; and defective grease retainers.

7. Lamps and Reflective Devices. Lamps will be mounted securely to prevent excessive vibration and will not have defective wiring, improper ground, or a defective switch. The power source must maintain lamps at required brightness for all conditions of operation.

a. Head Lamps. The motorcycle will be equipped with at least one and not more than two head lamps to produce sufficient driving light. The dimmer switch on double filament head lamps will be operative. No person will equip a motorcycle with more than two additional lights.

b. Rear Lamps. Rear lamps will be red and visible at night under normal conditions.

c. Stop Lamp. The stop lamp must be red and will be visible from the rear when actuated by applying the brake. The stop lamp may be combined with other rear lamps.

d. License Plate Lamp. License plate lamp will be white in color and illuminate the rear plate during hours of darkness. The lamp should light up when the head lamps are turned on.

e. Directional Signals. Directional signals will consist of amber or white front lamps and red or amber rear lamps which are visible from the front and rear.

f. Hazard/Emergency Lights. Emergency lights, if installed, will have an approved type switch which will flash front and rear turn signals simultaneously.

g. Reflectors. All reflectors will be clean and free of cracks.

8. Wiring and Switches. Switches and operating units will be in good condition and will function properly. Wiring will be properly installed and insulated. All connections will be secure and without corrosion.

9. Horn. The horn will be securely fastened and audible under normal traffic conditions for at least 200 feet.

10. Windshield. (If installed) will be firmly mounted so that the operator's vision is not obstructed and will be free of cracks, discoloration, and scratches.

11. Body

- a. There will be no defective or dislocated parts protruding from the motorcycle.
- b. The engine mounting frame or brackets will not be cracked or broken.
- c. Fenders and mud guards will not be broken, missing, or of inadequate design or modification.
- d. Foot rests will be securely mounted and properly located.
- e. Seats will be properly and securely fastened. The seat and its springs will not be broken or otherwise defective and will be so configured as to require the operator to operate the motorcycle in a normal upright sitting position.
- f. Lubrication systems will be free of excessive oil leaks.
- g. Center or side stands will be in proper working order.
- h. Rear view mirrors will be securely attached to each side of the handlebars; and each mirror will be free of cracks and discoloration. Mirrors will be mounted so as to provide the operator with a clear, undistorted and unobstructed view of at least 200 feet to the rear of the motorcycle.
- i. No person will rake or extend the front wheel by any means. Forks must meet original manufacturer's specifications and be free from any modification.

12. Passenger Equipment. Motorcycles equipped with seating for a passenger will also be equipped with foot rests specifically designed and located for the passenger's use.

13. "Sissy Bars". "Sissy Bars" in excess of 24 inches are prohibited. "Sissy Bars" are considered to be any attachment or structure affixed to the rear of the seat designed for the purpose of back support, luggage tie, or appearance. Such fixtures must have a rounded top. Spiked or other pointed extensions are prohibited. (Hand holds or luggage ties of stock design affixed to the saddle are permitted.)

14. License Plates. No person will operate a motorcycle upon any road on this Base unless state or territorial vehicle license plates are mounted and securely fastened to the vehicle. The plates will be legible, visible, and present an entirely unobstructed view, and will be illuminated with a light at night.

15. Other. Any other component or assembly not mentioned herein which obviously causes an unsafe condition or which constitutes a hazard to the safe and proper operation of the motorcycle and to others is prohibited.

16. Personal Protective Equipment. Motorcycle operators and their passengers are required to use the following personal protective equipment and clothing:

a. Helmet. The safety helmet will meet the standards of the Snell Memorial Foundation, the American Standards Institute (ANSI) Z90.1 - 1971 or Federal Motor Vehicle Safety Standard (FMVSS) Number 218. A high night visibility metal flake design in any color is recommended. If not of a metal flake design, the helmet will have a reflective white or silver one-inch band extending horizontally around the base and vertically from front to back.

b. Eye Protection. Eye protection may consist of either shatter proof glasses, goggles, or face shield attached to the helmet.

c. Footwear. Hard sole boots or shoes will be worn. Sandals, open toe shoes, and any type of tennis shoes are not considered adequate footwear.

d. Clothing. Clothing will cover the upper torso, arms, and legs. Shorts, tank-tops, etc., are not authorized.

e. Reflective Vest. A reflective safety vest will be worn as the outer garment, as it is intended to be worn. Only international orange, yellow and lime green colors are permitted. Each vest will have as a minimum, two one-inch reflective strips which extend from the front hem, up and over the shoulders to the rear hem, or from side to side on both the front and back of the vest. Military personnel are required to utilize all personal protective equipment off base as well.

3003. RADAR DETECTION OR EMISSION DEVICES. The use of radar or laser jamming devices, or emission devices that inhibit speed detection or monitoring are prohibited. The use of radar detection devices to indicate the presence of speed recording instruments or to transmit simulated erroneous speeds is prohibited on DoD installations.

MOTOR VEHICLE AND TRAFFIC REGULATIONS

CHAPTER 4

RULES OF THE ROAD

	<u>PARAGRAPH</u>	<u>PAGE</u>
GENERAL.....	4000	4-3
MOTORCYCLES.....	4001	4-3
SPEED RESTRICTIONS	4002	4-3
PARKING RESTRICTIONS	4003	4-4
RESERVED PARKING	4004	4-5
IMPOUNDING AND TOWING OF PRIVATELY OWNED VEHICLES...	4005	4-6
TOWING OF TRAILERS	4006	4-7
TOWING AND PUSHING VEHICLES	4007	4-7
DRIVING UNDER THE INFLUENCE	4008	4-7
OF INTOXICATING LIQUOR OR DRUGS		

MOTOR VEHICLE AND TRAFFIC REGULATIONS

CHAPTER 4

RULES OF THE ROAD

4000. GENERAL

1. All persons operating a motor vehicle aboard Marine Corps Base, Camp Lejeune are required to adhere to the Motor Vehicle Laws of the State of North Carolina, this directive, and all posted regulations and traffic signs.
2. Any offense arising out of the operation of a motor vehicle cognizable under the laws of North Carolina and assimilated into Federal law, under the provisions of MCO 5110.1C and the Assimilative Crimes Act, will be chargeable as a violation of these regulations.

4001. MOTORCYCLES

1. The following unsafe practices applicable to motorcycle operators are prohibited:
 - a. Trail riding, hill climbing, "hare and hound" racing and related activities are prohibited, except as may be specifically authorized by BO 11017.1B.
 - b. Carrying passengers or material in front of the operator which will interfere with the control of the motorcycle.
 - c. Carrying more passengers than the motorcycle's capacity.
 - d. Use of the same traffic lane by more than two motorcycles abreast.
2. Motorcycles will be operated with headlights on at all times.
3. Motorcycle riding will be confined to primary roads, secondary graded roads not posted as "Restricted," and to designated parking areas.

4002. SPEED RESTRICTIONS

1. It is unlawful to operate a vehicle in excess of the following speeds:
 - a. 10 mph while passing a horse and rider.
 - b. 10 mph in any parking area and service lanes in housing and quarters areas where not otherwise posted.

c. 5 mph while passing a military formation or marching troops.

d. 25 mph on any secondary (unpaved) road unless otherwise posted.

e. 25 mph on any industrial, residential or housing area unless otherwise posted .

f. 35 mph on selected roads through or within industrial, residential or housing areas, but only where posted.

g. 45 mph for all school buses transporting one or more children, unless posted lower.

h. 45 mph for tactical wheeled vehicles.

i. No motor vehicle will exceed the posted speed limit or be operated at a speed in excess of 55 mph.

2. The fact that the speed of a motor vehicle is lower than the foregoing limits will not relieve the operator of a vehicle from their duty to decrease speed as may be necessary based on the weather and traffic conditions to avoid colliding with a person, vehicle or other conveyance on or entering the highway.

4003. PARKING RESTRICTIONS

1. Vehicles are prohibited from parking in the following areas:

a. Within fire lanes in training areas.

b. On any beach area, except where designated for vehicle parking. Authorized parking areas are marked as BA-114, BA-119, BA-120, and BA-146. Vehicles may be parked on the sand adjacent to the road at Riseley Pier and from a point opposite BA-101 to the outdoor theater.

c. On any of the finger piers on the east side of New River or on the ramp of Riseley Pier at Onslow Beach.

d. Upon a landing field or site, except on official business.

e. Within 50 feet of the rear loading ramp of any dining facility.

f. Upon any road bridge.

g. Except for emergency stops and special events, parking is prohibited on the shoulders of the Main Service Road from Wallace Creek Bridge southeast to "O" Street.

h. Parking on the grass or seeded area is prohibited, however, vehicles, trailers, and boats may be parked on the grass in the rear of family quarters, provided entrance thereto is made via the service roads. Guests making calls or attending social events, and are not remaining overnight, may temporarily park their vehicles on the grassy shoulders of the roads if there is insufficient space on the driveway leading to the quarters.

2. In front of the Commissary/Exchange complex.

3. Campers, trailers, boats, and other recreational vehicles of occupants in Watkins Village will be parked in the recreational vehicle storage area located on Bicentennial Avenue.

4. Parking on the grassy shoulders is prohibited in the vicinity of Buildings 2600 to 2605 inclusive, 2607, 2609, 2611, 2615, 2624 to 2629 inclusive, which includes the Commissioned Officers Quarters, except along Seth Williams Boulevard, when large functions are being held at the Commissioned Officers' Mess (Open).

5. Base Maintenance, Base Communication-Electronics, Public Works, and authorized contractors may drive or park on the grass as required in the performance of their duties.

4004. RESERVED PARKING. Maximum efficient use of existing on and off street parking facilities should be utilized on a non-reserved basis. However, area commanders are authorized to reserve parking spaces whenever reserved or assigned parking spaces are objectively justified. The following priorities will be used in the assignment of reserved or assigned parking spaces:

a. Government-owned vehicles used in direct support of unit or organizational mission.

b. Government-owned vehicles used in general support of unit or organizational missions, e.g., couriers, postal, etc.

c. Privately-owned vehicles of disabled/handicapped personnel.

d. Privately-owned vehicles of patrons and visitors.

e. Privately-owned vehicles of assigned personnel and employees not otherwise accommodated, with preference given to car pools. Rank or grade will not be the only relative weight

to determine qualification for parking eligibility. The primary means of identification of reserved or assigned spaces will be with a numerical designation by category of eligible parkers.

f. Area commanders should designate specific parking spaces for motorcycles when practicable.

g. Allotment of reserved spaces in parking areas adjacent to and utilized by headquarters of Commanding Generals will be made by the appropriate Commanding General. All other reserved parking spaces in other areas of the Base will be designated by the Commanding General, Marine Corps Base, as appropriate.

4005. IMPOUNDING AND TOWING OF PRIVATELY OWNED VEHICLES

1. If a vehicle should become disabled, the operator will ensure the vehicle is situated off the roadway or street. Prior to or immediately after leaving the vehicle unattended, the operator will notify the Base Military Police Desk Sergeant giving the location, trouble and estimated time of removal. A note will be placed in the windshield or under the wiper giving the same information. Any such vehicle not removed within a 72 hour period will be subject to being towed and stored as appropriate.

2. The owner of any vehicle left unattended and illegally parked for 72 hours, except as indicated in 3(f) below, will be directed to remove the vehicle if they can be identified/located. If the owner fails to remove the vehicle as directed, the vehicle will be towed at the owner's expense by a civilian rotational wrecker service, as directed by the Base Provost Marshal or a designated representative who can be contacted at 451-2555/2556.

3. Vehicles which may be immediately towed/impounded by the Base Provost Marshal, with or without the consent of the owner, fall into one or more of the following categories:

- a. Presenting a hazard.
- b. Blocking the normal flow of traffic.
- c. Vandalized or derelict (i.e. vehicle undergoing major repairs) in housing areas or barracks parking lots.
- d. Illegally aboard Base or registered to a suspended or revoked driver.
- e. Involved in the commission of a crime, except when the vehicle is retained as evidence.

- f. Left on Holcomb Boulevard in excess of 24 hours.
 - g. Blocking a driveway
 - h. Stopped, parked, or left unattended in such a way as to prevent access to a fire hydrant, fire fighting equipment or fire lane.
 - i. Illegally parked in a space or stall designated for physically handicapped persons.
4. Any person apprehended for driving while impaired will have 24 hours to remove the vehicle from the Base. Failure to comply with this provision will result in the vehicle being towed at the owner's expense.

4006. TOWING OF TRAILERS

- 1. No person will drive any motor vehicle which is towing or has attached thereto more than one trailer or semi-trailer, and it will be firmly attached to the rear of the motor vehicle towing same so that it will not snake but will travel in the path of the wheels of the vehicle towing such trailer or semi-trailer. Equipment will be kept in good condition at all times.
- 2. No person will drive any motor vehicle which is towing or has attached thereto any trailer or semi-trailer having a gross weight of two tons or more or a house trailer of 1,000 pounds gross weight or more unless such trailer, semi-trailer, or house trailer is equipped with brakes controlled or operated by the driver of the towing vehicle.

4007. TOWING AND PUSHING VEHICLES

- 1. No motor vehicle will be driven which is drawing or has attached thereto more than one other motor vehicle.
- 2. Tow lines or chains will not be used for towing privately-owned vehicles.
- 3. Tow bars will be used in towing all vehicles.

4008. DRIVING UNDER THE INFLUENCE OF INTOXICATING LIQUOR OR DRUGS. Operation of any motor vehicle aboard this Installation while under the influence of, or impaired by, liquor or drugs is specifically forbidden. The provisions in Chapter 9 of this Order on implied consent and blood alcohol concentration standards will apply.

MOTOR VEHICLE AND TRAFFIC REGULATIONS

CHAPTER 5

GENERAL MOTOR VEHICLE REGULATIONS

	<u>PARAGRAPH</u>	<u>PAGE</u>
OPERATOR'S PERMIT AND LICENSE	5000	5-3
RESPONSIBILITY FOR AND CONTROL OF VEHICLE	5001	5-3
PASSENGERS	5002	5-4
HITCHHIKING AND IMPEDING TRAFFIC	5003	5-5
PEDESTRIANS AND MARCHING TROOPS	5004	5-5
BICYCLES AND BICYCLES WITH MOTORS (MOPEDS)	5005	5-6
MOTORIZED BICYCLES (MOPEDS) RESTRICTIONS	5006	5-7
HONORS AND SALUTES	5007	5-8
TRANSPORTATION OF ALCOHOLIC BEVERAGES	5008	5-8
PROHIBITED AREAS	5009	5-8
USE OF SEAT BELTS AND RESTRAINT SYSTEMS	5010	5-9
USE OF HEADPHONES/EARPHONES/STEREO	5011	5-9
SKATEBOARDS AND ROLLER SKATES	5012	5-10

MOTOR VEHICLE AND TRAFFIC REGULATIONS

CHAPTER 5

GENERAL MOTOR VEHICLE REGULATIONS

5000. OPERATOR'S PERMIT AND LICENSE

1. No person will operate a motor vehicle without a valid state, territory, or District of Columbia operator's or chauffeur's license or permit or evidence of application for a duplicate of such license or permit.
2. No person whose operator's or chauffeur's license has been suspended or revoked will drive any motor vehicle during the period of the suspension or revocation.
3. No person 16 years or older will operate any privately-owned motor vehicle unless such person has first been licensed as an operator, except when under instruction and therefore has a North Carolina temporary learner's permit. In this case, a licensed operator will occupy the seat beside the driver and will be responsible for the operation of the vehicle.
4. No person under 16 years of age will operate any privately-owned motor vehicle unless such person has first been licensed as an operator, except when under instruction and therefore has a North Carolina temporary learner's permit. In this case, a parent or legal guardian who is a licensed operator will occupy the seat beside the driver and will be responsible for the operation of the vehicle.
5. No person will display or otherwise use a license or permit issued to another person.
6. No person will display or cause to be displayed or to possess any operator's or chauffeur's license knowing the same to be fictitious or to have been canceled, revoked, suspended, or altered.
7. No person will counterfeit, sell, or lend to or knowingly permit the use by any person not entitled thereto any operator's or chauffeur's license.

5001. RESPONSIBILITY FOR AND CONTROL OF VEHICLE

1. The senior military passenger or sponsor in a motor vehicle will use reasonable efforts to cause the driver to abide by these regulations and report any violations to proper authorities.

2. No owner or custodian of a motor vehicle will authorize or knowingly permit the motor vehicle to be driven by any person who has no legal right to do so.

3. It is the responsibility of the driver of such vehicle admitted to or driven upon this Base to ensure that no persons or items prohibited by these regulations, Federal statutes, or local laws or ordinances are transported onto, within, or off this Base in the vehicle.

4. The driver of any vehicle other than a licensed public carrier is responsible for the conduct of the passengers.

5002. PASSENGERS

1. No person will operate a motor vehicle which is so loaded or crowded with passengers or property, or both, as to obstruct the view of the road, or impair or restrict the proper operation of the vehicle.

2. No person while driving a motor vehicle will permit more than three persons, including the driver, to ride in the front seat of the vehicle nor will any person carry more persons in a motor vehicle than the vehicle is designed to carry.

3. All passengers will be inside the motor vehicle before it is started. No child under the age of 12 years will be permitted to ride in the bed of a pickup truck unless accompanied by an adult. The tail gate of pickup trucks, if there is one, will be in the raised position whenever the cargo permits. No person will be permitted to ride on the tail gate, either raised or lowered, on the side of the vehicle, or on the running board, except on those vehicles designed for that purpose. Passengers in the bed of pickup trucks must sit inside the bed of the truck.

4. No passenger will be permitted to ride in any type vehicle in such a manner that any part of their person, clothing, equipment, or weapon protrudes beyond the exterior of the body or cab of the vehicle. Passengers riding in vehicles with canvas tops or curtains will not lean their person or equipment against the canvas in any manner which will extend the canvas outward.

5. No child under the age of 10 years will be left in a vehicle unless in the custody of a person at least 12 years old.

6. Unless properly licensed to do so, no person will solicit any other person to become a passenger for a fee in a private vehicle. This does not prohibit persons involved in a car pool from sharing associated costs.

7. Vehicles will not stop on the hardtop pavement of a main traffic lane to pick up or discharge passengers, but may move off the roadway or into a parking lot for this purpose.

8. The driver of a school bus will never move the bus while people are entering or leaving it. The driver will see that all persons are in place on the bus and all doors are closed before starting the bus in motion.

9. Passengers may be transported in the bed of a dump truck provided the bed is secured by chains, pins or other adequate devices to prevent the bed from rising. Vehicle operators will ensure passengers remain seated on the vehicle bed during operation. The maximum number of passengers that may be transported in the bed of a dump truck is 14.

5003. HITCHHIKING AND IMPEDING TRAFFIC

1. Hitchhiking and impeding traffic by pedestrians is prohibited.

2. Hitchhiking is defined as endeavoring by words or gestures to beg, invite, or secure transportation by any motor vehicle not engaged in the carrying of passengers for hire.

3. Impeding traffic is defined as an act which interferes with, blocks, or hinders the normal flow of traffic.

5004. PEDESTRIANS AND MARCHING TROOPS

1. Pedestrians, other than military formations, will walk or run on the left side of the roadway facing oncoming traffic and will not impede the flow of traffic. Sidewalks will be used where they are available.

2. Drivers will exercise due care to avoid colliding with any pedestrian and will give warning by sounding the horn when necessary and exercise proper precaution by reducing speed and, if necessary, come to a complete stop upon observing any person upon the road.

3. Drivers will yield the right-of-way to a pedestrian crossing a road.

4. Whenever any vehicle is stopped at a marked crosswalk, or at any unmarked crosswalk at an intersection to permit a pedestrian to cross the road, the driver of any other motor vehicle approaching from the rear will not overtake and pass such stopped vehicle.

5. Troops in formation within populated areas will be marched in a column of two's using sidewalks where they exist. When it is necessary to march on the road, the formations will be marched with vehicular traffic on the right side of the road.

6. Troop formations will at all times be formed, halted, and dismissed in an area where the formation will not interfere with vehicular traffic.

7. Persons in charge of troop formations marching on roads will assign traffic guides to assist in warning and guiding oncoming vehicular traffic. Guides will be at least 25 paces in front of and to the rear of formations. When crossing intersections, additional guides from the formations will be assigned to stop traffic approaching from each flank. Between sunset and sunrise, and during periods of reduced visibility, these traffic guides will be provided with flashlights and fluorescent vests for use in such traffic control.

8. Military formations or marching troops will have the right-of-way over all traffic, except authorized emergency vehicles operating proper warning devices and responding to an emergency call. Operators of such emergency vehicles will stop or slow down until they are certain military formations or marching troops have yielded the right-of-way.

9. When passing any military formation or marching troops, no person will operate a motor vehicle in excess of 5 mph, except an authorized emergency vehicle operating proper warning devices and responding to an emergency call, in which case a maximum speed of 25 mph is authorized.

10. Single individuals or stragglers from formations engaged in physical training will in no way impede the normal flow of traffic. They will not run or train within 6 ft of any roadway.

11. Marching troops and organized physical fitness runs will not impede traffic on Holcomb Blvd between the Main gate and Ash St during rush hour traffic periods (0530 - 0800, 1100 - 1300, and 1530 - 1730 Monday through Friday).

12. Marching troops and organized physical fitness runs will not impede traffic on Sneads Ferry Rd between Holcomb Blvd and Louis St during the rush hour traffic periods (0530 - 0800, 1100 - 1300, and 1530 - 1730 Monday through Friday).

5005. BICYCLES AND BICYCLES WITH MOTORS (MOPEDS)

1. Bicycle riders and operators of bicycles with motors will observe the same traffic rules and regulations required of motorists in these regulations and will ride on the right edge of

the roadway with the flow of traffic in single file only. Not more than one rider is permitted unless the bicycle is provided with seats for more.

2. Extreme caution will be exercised by cyclists in high speed or congested areas, especially in the vicinity of Seth Williams Boulevard, Brewster Boulevard, and Stone Street. The riding of bicycles/mopeds is prohibited along that portion of Holcomb Boulevard between Sneads Ferry Road and Brewster Boulevard.

3. Bicycles/mopeds will not be operated during the hours of darkness unless equipped with headlights, rear red reflectors and red lights.

4. No person will operate a moped aboard the Base unless the operator and passenger thereon wear a safety helmet with the chin strap properly fastened. The safety helmet will meet the standards prescribed in par. 3002.16a of this Order.

5. No person will operate a moped aboard the Base with more persons than it was designed to carry.

6. Bicycle riders traveling on sidewalks are responsible for ensuring the safety of joggers and pedestrians as they pass them.

7. Mopeds equipped with seating for a passenger will also be equipped with foot rests specifically designed and located for the passenger's use.

8. It is unlawful to carry passengers or materials in front of the operator which interferes with control of the moped or obstructs the operator's view of the roadway.

9. All moped operators and passengers will properly wear a reflective international orange, yellow or lime green vest over their outer garment, which must comply with the requirements established in par. 3002.16e of this Order.

5006. MOTORIZED BICYCLES (MOPEDS) RESTRICTIONS. All mopeds with motors of less than 50cc, having operable pedals and incapable of exceeding 20 mph, will follow the same rules and regulations for bicycles, provided such vehicle so equipped will not be operated upon any highway or public street of the Base by any person under the age of 16 years. Mopeds rated 50cc or higher and exceeding 20 mph are required to be registered as a motorcycle and are subject to the provisions of par. 4006 of this Order. Par. 5005 of this Order is applicable for mopeds that cannot maintain a speed of 20 mph on a level surface.

5007. HONORS AND SALUTES

1. During morning and evening colors, and during the playing of "The National Anthem," all vehicles, except those on authorized emergency runs, will be brought to a stop and will remain stopped until "Carry On" is sounded. Drivers and passengers of such vehicles will remain seated at attention.
2. All persons of the naval service who recognize officers senior to themselves as drivers/passengers in privately owned and government owned vehicles will render the appropriate salute.
3. An uncovered flag plate on an official car, or an official car with a general officer's flag displayed, indicates it is occupied by a flag or general officer. This insignia, which is significant of Grade of the passenger, requires that junior personnel render a salute.

5008. TRANSPORTATION OF ALCOHOLIC BEVERAGES

1. All persons transporting alcoholic beverages beyond the limits of Camp Lejeune become subject to the laws of North Carolina.
2. North Carolina law prohibits the transportation of alcoholic beverages in excess of one gallon. Alcoholic beverages for this purpose are distilled spirits and fortified wines. In addition, the transportation off-Base of malt beverages is limited to two cases.
3. An alcoholic beverage in an open container can be transported in a motor vehicle only if it is carried in a compartment that is inaccessible to the driver and passengers. An open container is defined as any container in which the seal has been broken and/or in which the cap/tap/stopper has been removed, whether or not any of the beverage therein has been removed.
4. Transportation of alcoholic beverages, in quantities and under conditions not otherwise prohibited, is permitted between places, on and off-Base, where possession of such beverages is authorized. Not more than one gallon of any duty-free alcoholic beverage will be introduced on this Base at any time by any one person.

5009. PROHIBITED AREAS

1. No vehicle will be driven into any area designated as "Off Limits," "Danger," or "Restricted" unless the operator is authorized thereto on official business or by proper authority.

2. No part of a landing field will be used as a roadway.
3. Vehicles will not be driven on the shoulders of roadways.

5010. USE OF SEAT BELTS AND RESTRAINT SYSTEMS

1. All occupants of Marine Corps Base commercial vehicles will utilize available restraint devices whenever the vehicle is in motion. If military, the senior ranking occupant in each vehicle or, if civilian, the driver, will be held responsible for ensuring the seat belt or restraining device is in use and worn properly.
2. All military personnel and civilians operating or riding in privately owned personal or non-military commercial motor vehicles, to include taxi cabs, aboard the Base will wear safety belts. It will be the responsibility of the driver to ensure seat belts or restraining devices are in use and worn properly by all occupants of the vehicle.
3. Commercial type vehicles include passenger cars, station wagons, vans, ambulances, buses, fire engines, trucks, and tractor trailers used in furtherance of a business, whether a profit or non-profit enterprise. It does not include tactical and combat vehicles. Commercial vehicles having a capacity of more than nine passengers are required to have restraint devices for the operator only.
4. Infant/child restraint devices (car seats) will be required in privately owned vehicles for children 4 years old or under. Children exceeding 45 lbs are not required to be restrained in car seats. All child restraint systems will be of an approved type and installed according to manufacturer's specifications.

5011. USE OF HEADPHONES/EARPHONES/STEREO

1. The wearing of portable headphones, earphones or other listening devices while operating a motor vehicle and while jogging, walking, bicycling, skating or skate-boarding aboard Camp Lejeune is prohibited. These devices create a safety hazard by masking or preventing recognition of emergency signals, alarms, announcements, the approach of vehicles, human speech, and the ability to determine the direction from which sound is coming.
2. No driver will adjust the level of volume of the vehicle's stereo to such a degree that the volume interferes or invades the privacy of any pedestrian or other vehicle operator/passenger within proximity of said vehicle.

5012. SKATEBOARDS AND ROLLER SKATES. Skating on roller skates, roller blades or skateboards will be confined to the housing areas and barracks parking lots. Skating is strictly prohibited on all streets outside of the housing areas, and any main thoroughfare within the housing areas, i.e. Butler Drive, Brewster Boulevard, Bicentennial Avenue, Bougainville Drive, Camp Knox Road, Iwo Jima Boulevard, Seth Williams Boulevard, Stone Street, Tarawa Boulevard.

MOTOR VEHICLE AND TRAFFIC REGULATIONS

CHAPTER 6

MOTOR VEHICLE ACCIDENTS

	<u>PARAGRAPH</u>	<u>PAGE</u>
RESPONSIBILITIES OF OPERATORS	6000	6-3
OBSTRUCTION TO TRAFFIC	6001	6-4
TRAFFIC ACCIDENT INVESTIGATION	6002	6-4

MOTOR VEHICLE AND TRAFFIC REGULATIONS

CHAPTER 6

MOTOR VEHICLE ACCIDENTS

6000. RESPONSIBILITIES OF OPERATORS

1. The driver of any vehicle involved in an accident or collision resulting in injury or death to any person will immediately notify the PMO by the fastest means available. The driver will give the location of the accident, name, grade (if applicable), address, and phone number from where the call is being made. In addition, the number and possible status of injured person(s) should be provided.
2. The driver of any vehicle involved in an accident or collision resulting in damage to property, in which there is no injury or death will immediately stop the vehicle at the scene of the accident or collision and will give name, grade (if applicable), Base decal number, address, operator's or chauffeur's license number, and the registration number of the vehicle to the driver or occupants of any other vehicle involved in the accident or collision or to any other person whose property is damaged in the accident or collision.
3. The driver of any vehicle involved in an accident or collision with an unattended vehicle resulting in damage to property will immediately stop and attempt to locate and notify the operator or owner. The driver will provide the information required in par. 6000.2 of this Order. If the operator or owner cannot be located, such information will be reported immediately to PMO, and a note will be left on the windshield providing the information required in par. 6000.2.
4. The driver of any vehicle involved in an accident resulting only in damage to property legally upon or adjacent to a road (e.g., traffic signs), or in death or injury to a deer, will notify PMO immediately.
5. In every accident or collision occurring on Base involving a Government-owned/leased vehicle, or Government property, the driver of such vehicle involved will immediately notify PMO by the quickest means of communication available with the circumstances, location, number and extent of injuries, and other such information as will assist police, the accident investigator, and ambulances in reaching the scene.
6. In every accident or collision occurring on Base involving only privately-owned vehicles or private property where there are no injuries, and where the vehicle(s) can be normally and safely driven away from the scene and where there is only property

6001

MOTOR VEHICLE AND TRAFFIC REGULATIONS

damage the drivers, by mutual consent, may leave the scene of the accident after having exchanged the information required in par. 6000.2 of this Order, and will report to the MP located in Building 3 within 72 hours to file an accident report.

6001. OBSTRUCTION TO TRAFFIC. No person will stop, stand, or park a motor vehicle on any roadway and impede the flow of traffic. If involved in an accident, attempt to stop the vehicle, if possible, where it provides the least obstruction possible to traffic.

6002. TRAFFIC ACCIDENT INVESTIGATION. MP will complete the appropriate paper work for accidents meeting the following criteria:

a. Accidents involving government owned vehicles which result in a fatality, personal injury or where the estimated property damage is \$500.00 or more per vehicle.

b. Accidents involving privately owned vehicles which result in a fatality, personal injury or where the estimated property damage is \$1000.00 or more per vehicle.

MOTOR VEHICLE AND TRAFFIC REGULATIONS

CHAPTER 7

GOVERNMENT VEHICLES

	<u>PARAGRAPH</u>	<u>PAGE</u>
GENERAL	7000	7-3
OPERATORS	7001	7-3
USE AND OPERATION	7002	7-3
SPEED RESTRICTIONS	7003	7-5
EQUIPMENT	7004	7-5
PASSENGERS	7005	7-6
BASE BUSES	7006	7-6
SCHOOL BUSES	7007	7-6
EMERGENCY VEHICLES	7008	7-7
CONVOYS	7009	7-8
ACCIDENTS	7010	7-8

MOTOR VEHICLE AND TRAFFIC REGULATIONS

CHAPTER 7

GOVERNMENT VEHICLES

7000. GENERAL

1. The operation and use of Government Owned Vehicles (GOV) will be in accordance with the provisions of these regulations, and other appropriate directives and instructions. BO P4600.1G is the Standing Operating Procedure for Commercial Motor Vehicle Operations.
2. Vehicles operated by appropriated and non-appropriated fund activities will be governed by these regulations.
3. Vehicles leased to the government will be governed by these regulations.

7001. OPERATORS

1. No person will operate a Government tactical vehicle without a valid U.S. Government Motor Vehicle Operator's Identification card in possession, unless they are student drivers accompanied by a licensed instructor. No person will operate a commercial GOV of one ton vehicle weight or more, or in excess of 10,000 pounds gross weight, without a valid U.S. Government Motor Vehicle Operator's Identification Card.
2. The operator of a GOV is responsible for the safe operation of the vehicle and for the safety of the passengers and safe storage of cargo.
3. The operator of a GOV will not consume or possess any alcoholic beverage.
4. A driver will not operate a GOV when impaired by fatigue, illness, alcohol, drugs or when otherwise physically unfit.
5. All vehicles operated by unlicensed personnel either for training or for use in the motor vehicle operator's licensing tests will be equipped with a sign on the front and rear of the vehicle with lettering at least five inches high reading "STUDENT DRIVER."

7002. USE AND OPERATION

1. Ambulances, tank trucks, wreckers, fire trucks, dump trucks, and other special purpose vehicles will be used exclusively for the purpose intended.

2. GOVs will not be left unattended with the engine running at any time. While stationary, the engine of a GOV will not be operated for a period of more than one minute, unless otherwise required for proper utilization of the vehicle.

3. The operation of Government commercial-type vehicles will be limited to developed roads, except when otherwise expressly authorized.

4. GOVs, other than tactical vehicles in training or maneuver areas, will not be driven on the shoulders of roadways unless authorized by competent authority.

5. Tracked vehicles will not move on or across any asphalt pavement except at designated concrete crossing ramps. Using units will ensure that the roadway is cleared of all mud and debris after crossing.

6. Units conducting training operations in the field will not move vehicles off paved roads across shoulders and ditches without first preparing bridges or planning to protect the shoulders and ditches, provided that these bridges will be so constructed so as not to interfere with the drainage at that point.

7. When parking on a grade, an operator will place the vehicle in low gear or if equipped with an automatic transmission put the gear shift indicator in the "park" position, in addition to effectively setting the parking brake. If parking downgrade, turn the front wheels sharply toward the curb or side of the road; if parking upgrade on the right side of the road, turn the front wheels to the left; if parking upgrade on the left side of the road, turn the front wheels to the right.

8. Pushing and Towing

a. No GOV will be used to push or tow another vehicle unless designated for that purpose. Government tactical vehicles are not authorized to tow privately owned vehicles.

b. Two-wheel tactical type trailers will be towed only with a vehicle of the same or higher rated capacity, and only one trailer at a time will be towed.

c. GOVs will not be towed except by a wrecker truck or using a tow-bar or similar connection.

d. Warehouse tractors may trail a maximum of five warehouse trailers.

9. Backing of Vehicles

a. All GOVs which weigh more than one ton must have ground guides for backing purposes.

b. No vehicle will be backed until the driver has determined the area is clear.

c. When the operator of a GOV determines that he must back or operate in close quarters, the rider or helper, if any, will dismount and act as a guide. The guide is authorized to direct and control traffic as necessary.

(1) If there is no rider or helper available, the driver will obtain the assistance of any passenger or other available person.

(2) If no rider, helper, or other assistance is available, the driver will ensure by personal observation that the way is clear before backing or operating the vehicle in close quarters. If necessary, the driver will dismount the vehicle to make sure the way is clear.

d. Military personnel, if requested, will assist the driver of a GOV by performing the function of a guide in order that the driver may safely back the vehicle.

7003. SPEED RESTRICTIONS

1. No tactical vehicle will be operated in excess of 45 mph or faster than conditions permit (whichever is slower).

a. GOVs moving in reverse will not exceed 5 mph.

b. Forklift trucks will not exceed 10 mph.

2. Speed restrictions for GOVs on authorized emergency runs are set forth in paragraph 7008 of this Chapter.

3. The maximum speed limit for GOVs on unimproved roads will be 25 mph unless otherwise posted. Commanders to whom vehicles are assigned will be responsible for the enforcement of this restriction within training areas.

7004. EQUIPMENT

1. No operator of a GOV equipped with seat belts will operate their vehicle without first ensuring all occupants have buckled the seat belts around themselves in the prescribed manner.

2. Cranes and similar type equipment will not be operated closer to power lines than the boom length or height of the vehicle and its equipment except as may otherwise be authorized.
3. The motor vehicle equipment requirements set forth in Chapter 3 of these regulations does not apply to tactical vehicles.

7005. PASSENGERS

1. GOVs will transport only authorized personnel.
2. Not more than three persons, including the driver, will ride in the front seat of any GOV.
3. No person will be permitted to ride in the cargo area of any two or four-wheel government trailer or semi-trailer except for authorized movements in a semi-trailer bus.
4. GOVs will not be loaded in excess of the authorized passenger capacities.
5. No person will extend any part of their body through roof or side openings of any tactical vehicle while in operation on hard surface roadways unless such position is required for the safe operation of the vehicle.

7006. BASE BUSES. Base buses will not pick up or discharge passengers outside the confines of the Base.

7007. SCHOOL BUSES

1. School buses will pick up and discharge passengers at designated "BUS STOPS."
2. School bus operators will not drive a school bus with school children embarked at a speed greater than 45 mph.
3. The operator of a school bus will not drive closer than 300 feet to another school bus or closer to any other motor vehicle which they are following on the road than is prudent for safe operating procedures.
4. The operator of a school bus will bring the bus to a full stop before entering or crossing any railroad, main traveled road, or any dangerous thoroughfare and will not proceed until safety is ensured. On any four lane roadway, all buses will stop in the right lane only.

7008. EMERGENCY VEHICLES

1. The driver of an authorized emergency vehicle responding to an emergency will operate the vehicle with due regard for the safety of all persons.

2. When responding to an actual emergency, emergency vehicle equipment will be used, as appropriate. The vehicle will be equipped with at least one lighted lamp displaying a red or blue light visible under normal atmospheric conditions from a distance of 500 feet to the front of such vehicle and siren.

3. The driver of an authorized emergency vehicle, when responding to an emergency call or when in the pursuit of an actual or suspected violator of the law or when responding to, but not upon returning from an emergency call, may exercise the following privileges subject to conditions stated elsewhere herein:

a. Park or stand irrespective of the provisions of these regulations.

b. Proceed past a red or stop signal or stop sign after slowing down or stopping as may be necessary for safe operation.

c. Exceed the authorized speed limits so long as life or property is not thereby endangered, except that:

(1) MP vehicles may exceed the posted speed limit by 10 mph only. The maximum speed allowed under any circumstance is 65 mph.

(2) Fire Department vehicles will further be limited to a maximum of 35 mph in industrial, residential or housing areas and/or where personnel are riding in a "hanging on" or standing position.

d. The disregarding of regulations governing direction of movement or turning in specified directions is authorized as long as such maneuvers can be executed safely.

4. Any military vehicle(s) committed to a mission of an emergency nature involving the transportation of personnel, supplies, or equipment may proceed on such mission, notwithstanding its involvement in a collision or accident, unless to do so would leave an injured person without assistance. The operator of such vehicle will make a full report of the circumstances of the accident or collision as soon as practical upon the completion of the mission.

7009. CONVOYS. Convoys should be formed and stopped on shoulders or in a parking lot with minimal obstruction to the normal traffic flow. Necessary traffic guards will be posted during all halts and while convoys are being formed.

7010. ACCIDENTS. The operator of any GOV involved in any accident or collision on and off Base will immediately notify PMO and responsible civil law enforcement agency. In all cases, the operator will complete a Report of Motor Vehicle Accident Form (SF-91).

MOTOR VEHICLE AND TRAFFIC REGULATIONS

CHAPTER 8

COMMERCIAL VEHICLES AND FOR HIRE VEHICLES AND CARRIERS

	<u>PARAGRAPH</u>	<u>PAGE</u>
GENERAL	8000	8-3
ADMISSION	8001	8-3
REGISTRATION	8002	8-3
OPERATOR'S IDENTIFICATION CARD	8003	8-4
PASSENGERS	8004	8-4
RATES AND FARES OF TAXIS AND LIMOUSINES	8005	8-4

MOTOR VEHICLE AND TRAFFIC REGULATIONS

CHAPTER 8

COMMERCIAL VEHICLES AND FOR HIRE VEHICLES AND CARRIERS

8000. GENERAL Commercial vehicle operators and carriers will comply with instructions relating to the use and operation of motor vehicles contained in these regulations.

8001. ADMISSION

1. Scheduled public carriers will normally be authorized access to this Base.
2. Limousines and taxi cabs providing airport service and taxis from the Jacksonville, NC and nearby areas will be admitted to the Base only if they bear DoD registered vehicle decals.
3. Taxis from other than this local area may obtain a restricted visitor's pass and may enter the Base to discharge passengers only. These taxis may not pick up passengers within the confines of the Base.
4. Vehicles belonging to contractors, laundry or dry cleaning establishments will be admitted only if they bear Base decals.

8002. REGISTRATION

1. Taxis and limousines will be issued Base decals provided they accept the terms and meet the registration requirements in BO 4651.2L.
 - a. Base decals will be issued for a period of one year only.
 - b. Base decals may be withdrawn upon failure of the owner or operator to comply with these regulations, for good cause or whenever reason for authorization no longer exists.
2. Laundry, dry cleaning and other firms under contract to the Government will be issued Base decals for their vehicles only upon approval by the Base Provost Marshal, and the Marine Corps facility granting the contract.
3. Base decals may be issued to other commercial vehicles under the same registration conditions as for privately-owned vehicles.

8003. OPERATOR'S IDENTIFICATION CARD

1. No person will operate a vehicle for hire on this Base unless first obtaining an operator's identification card from the Taxi Coordinator, except operators of recognized public carriers who have been exempted from this requirement by the written authority of the Commanding General.
2. Active duty military personnel and civilian employees of the Base who are legally employed in the operation of a vehicle for hire must also obtain an operator's identification card from the Taxi Coordinator.
3. An operator's identification card will be issued to an operator of a vehicle for hire only upon satisfactory proof that the operator is properly registered by a city as an operator of a vehicle for hire; that they have a driving record which indicates that they are a safe driver; that they have no criminal record; and that they are physically capable of operating a vehicle without jeopardy to their passengers.
4. If it becomes known to the Base Provost Marshal at any time an event occurred which would have disqualified the operator, had it been known at the time the operator's identification card was issued, the Base Provost Marshal will revoke the operator's identification card and cause it to be recovered.
5. Operators of vehicles for hire will have their operator's identification cards in their possession at all times and visibly displayed on the dash, sun visor, or their person when operating such vehicle on this Base and will produce such card upon request of any passenger or military police.

8004. PASSENGERS

1. No taxi will transport more than five persons, in addition to the driver, while on Base.
2. Operators of taxis parked at designated taxi stands on Base will wait in line and accept passengers on a "first-come, first-serve" basis, regardless of their destination.

8005. RATES AND FARES OF TAXIS AND LIMOUSINES

1. The operator's municipal license and approved meter rates for taxi cabs and airport limousines operating on the base will be conspicuously displayed.

MOTOR VEHICLE AND TRAFFIC REGULATIONS

8005

2. Fares for passengers to and from the Base and locations therein will be charged in accordance with the approved meter rates or rate schedules as stated in the current edition of BO 4651.2.

3. Any passenger who believes he has been overcharged should obtain a receipt from the driver and submit a written complaint to the Base Provost Marshal indicating the name of the operator, the taxi company, time, and pick-up and discharge locations.

MOTOR VEHICLE AND TRAFFIC REGULATIONS

CHAPTER 9

ENFORCEMENT OF MOTOR VEHICLES AND TRAFFIC REGULATIONS

	<u>PARAGRAPH</u>	<u>PAGE</u>
GENERAL	9000	9-3
DETECTION, APPREHENSION AND TESTING.....	9001	9-3
DRUG COUNTERMEASURES	9002	9-6
SERIOUS CRIME CONVICTIONS	9003	9-6
INSPECTION OF MOTOR VEHICLES	9004	9-7
PROCESSING OF VIOLATIONS	9005	9-7
NOTIFICATION TO STATE DRIVER'S LICENSE AGENCIES	9006	9-8
NON-MOVEMENT TRAFFIC CITATIONS	9007	9-8

MOTOR VEHICLE AND TRAFFIC REGULATIONS

CHAPTER 9

ENFORCEMENT OF MOTOR VEHICLES AND TRAFFIC REGULATIONS

9000. GENERAL. It is the intent of the Commanding General to continuously use all available means to reduce motor vehicle accidents. Violators will be educated and disciplined, if appropriate, by the most effective means available.

1. The Base Provost Marshal will supervise and coordinate the enforcement of all traffic regulations and safe driving practices within the limits of Marine Corps Base, Camp Lejeune.

a. The Commanding General has authorized the MPs to act as agents in enforcing all laws and traffic regulations aboard this Base.

b. MPs are authorized to stop any vehicle being operated at any place on this Base upon competent orders or upon reasonable belief that a criminal or traffic offense has been, is or will be committed.

c. No person will willfully fail or refuse to comply with any lawful order or direction of MPs.

2. The primary means of chemical testing aboard Base will be the intoxilyzer.

9001. DETECTION, APPREHENSION AND TESTING

1. Any person who drives or operates any vehicle or mechanical transportation aboard Marine Corps Base, Camp Lejeune, gives consent to a chemical test(s) if he/she is suspected of driving while impaired/intoxicated (Implied Consent).

a. Any person who is unconscious or is otherwise incapable of refusal will be deemed not to have consented to a chemical test(s), however, these test(s) may be administered, subject to the provisions of this chapter.

b. If a person suspected of driving while impaired refuses the request of the apprehending MP to submit to a chemical test(s), none will be given. The apprehending MP invoking implied consent will advise the individual that their failure to submit to or complete such a chemical test(s) will result in the revocation of their driving privileges to operate a motor vehicle aboard Base for a period of at least one year and may result in revocation of their state, territory or district motor vehicle license.

c. Any person operating a motor vehicle on this Base is subject to a Command authorized search (civilians may be ordered by the Federal Magistrate) based on a reasonable belief that he/she is operating a motor vehicle while impaired. If a blood or urine test is authorized by competent authority, or by medical necessity, and the results of the test are positive, the person's driving privileges will temporarily be suspended pending resolution of the matter in an appropriate forum.

2. Testing. Any MP having reasonable grounds to believe that a person has been driving or operating a vehicle aboard this Base while under the influence of an intoxicating liquor may request that such person submit to preliminary field sobriety tests. Failure to submit to these tests will not constitute a violation of Implied Consent. However, the MP requesting the tests will advise the person that failure to take the tests or the taking of these tests will not act to either prevent or require a subsequent chemical test(s) of their breath or blood to determine the driver's impairment.

a. A person who has been lawfully apprehended for any offense, allegedly committed while driving or in actual physical control of a motorized or mechanical vehicle under the influence of an intoxicant, will be taken before a North Carolina state certified chemical analyst to be advised of the Implied Consent Law and requested to submit to a chemical test to determine the alcohol content of their blood.

b. If a person under apprehension willingly consents to submit to a chemical test designated by the apprehending MP, the test will be administered. The person authorized to administer the chemical test will inform the apprehended person both verbally and in writing of the following:

(1) You have the right to refuse to be tested.

(2) If you refuse to submit to any required test your refusal will be reported to the North Carolina Department of Motor Vehicles, and to the State in which your license is issued. This action may result in revocation of your State driver's license.

(3) The test results, or the facts of your refusal, will be admissible as evidence at trial on the offense charged.

(4) If any test(s) reveal an alcohol concentration of .08 percent or more, your driving privileges may be temporarily suspended prior to your appearance before the Base Traffic Court (BTC) Officer, or in the case of civilians the Federal Magistrate.

(5) You may have a qualified person of your own choosing administer a chemical test(s) in addition to any test administered at the direction of the apprehending MP.

(6) You have the right to call an attorney and select a witness to view the testing procedures, but the testing will not be delayed for these purposes longer than 30 minutes from the time you are notified of your rights.

3. Blood Alcohol Concentration (BAC) Standards

a. As a uniform basis for administrative revocation of driving privileges and/or taking enforcement action against a driver suspected of driving or being in actual physical control of a motor vehicle while under the influence of intoxicating liquor, the following presumptions are made based on the chemical analysis:

(1) If the percentage of blood alcohol content is less than .05 percent, presume the person is not under the influence of alcohol.

(2) If the percentage is .05 but less than .08 percent, presume the person is (driving under the influence of alcohol) impaired (DUI).

(3) If the percentage is .08 percent or more, or if the tests reflect the presence of illegal drugs, presume the person is driving while impaired (DWI).

(4) If the person's blood alcohol content was .05 percent or higher and the person was the driver of a vehicle and:

(a) it has a gross vehicle weight rating of 26,001 or more pounds or a lesser rating as determined by federal or state regulation; or

(b) it is designed to transport 16 or more passengers, including the driver; or

(c) it is transporting hazardous material and is required to be placarded in accordance with CFR Part 172, Subpart E; then it will be presumed that the person was driving while impaired.

b. Persons apprehended for offenses in this section will be processed in accordance with PMO procedures. They will be instructed to report to Building 4000, Vehicle registration, to be processed in accordance with Chapter 10, Paragraph 1001, of this Order.

9002. DRUG COUNTERMEASURES

1. Special court-martial convening authorities aboard Camp Lejeune are authorized to revoke the Base driving privileges of any service member under their command who has been convicted of any drug related offense by court-martial, civilian court or at Article 15 proceedings. This includes offenses involving drug paraphernalia. Any drug related offense is grounds for revocation. A motor vehicle does not need to be involved.
2. The BTC Officer is authorized to revoke the Base driving privileges of any civilian or military member convicted by a civilian court of any drug related offense including offenses involving drug paraphernalia.
3. All Base motor DoD registered vehicle decal in the name of the individual whose Base driving privileges have been revoked will be removed as soon as practical after revocation. Personnel will report to Building 4000 for the removal of decals.
4. The special court-martial convening authority who revokes a service members driving privileges will notify the Vehicle Registration Section of the Base Provost Marshal's Office, in writing, with an information copy forwarded to the BTC Officer within three working days.
5. Service members may appeal the revocation to their next higher commander in the chain of command. Appeals by civilians will be made to the Base Inspector. All appeals will be in writing and will be submitted for consideration within ten working days of their revocation.

9003. SERIOUS CRIME CONVICTIONS. The BTC Officer is authorized to suspend or revoke, as appropriate, the Base driving privileges of individuals who have been convicted of any offense, punishable under the UCMJ by death or confinement in excess of one year, wherein a motor vehicle was instrumental in the commission of the offense. Reports of civil arrests and convictions for off-Base violations of civil law by military personnel will normally be processed by the Base Provost Marshal and forwarded to the individual's Commanding Officer who will forward the appropriate case to the BTC. Revocation/suspension action will be taken only on the written request of the commanding officer/supervisor of the individual. However, for drug related offenses, paragraph 9002 of this Order applies, and for civil alcohol related offenses (DUI and DWI), subparagraph 10003.6 applies.

9004. INSPECTION OF MOTOR VEHICLES

1. All vehicles are subject to administrative inspection, when authorized by the Commanding General, in order to minimize the unauthorized removal of Government property from the Base and to discourage the introduction of narcotics, weapons, and other undesirable material onto the Base.

2. Searches based on probable cause will be conducted in accordance with the Military Rules of Evidence and applicable Federal Law.

9005. PROCESSING OF VIOLATIONS

1. Military traffic citations may be issued only by MPs and such other persons as the Base Provost Marshal may authorize in writing. Paragraph 9007 applies.

2. A military traffic citation may be issued for the violation of any provision of these regulations, and a copy will be furnished to the violator. The original copy will be forwarded to the BTC.

3. Active duty personnel will be directed to appear before the BTC Officer.

4. Retired personnel, dependents, and civilians will normally be directed to appear before the BTC. Aggravated cases may also be referred to the U.S. Magistrate.

5. If violations committed by dependents, civilians, and retired military personnel justify appearance before the U.S. Magistrate, the Base Staff Judge Advocate will advise violators in writing of the date they are to appear. Subsequent to the hearings by the U.S. Magistrate, administrative action may be taken by the BTC.

6. Citations and reports of violations pertaining to members of the Armed Forces not permanently stationed at Camp Lejeune will be forwarded to their commanding officer, except that personnel stationed at Marine Corps Air Station, New River, NC who commit violations aboard Marine Corps Base, Camp Lejeune will be processed the same as Camp Lejeune personnel.

7. A citation to appear before the BTC Officer or the U.S. Magistrate when issued by MP or a person authorized by the Commanding General will constitute a lawful order, the violation of which may, in appropriate cases, result in disciplinary action.

8. Reports of civil arrests for violations of off-Base traffic violations by military personnel will be processed by the Base Provost Marshal for appropriate administrative action and forwarded to the Commanding Officer of the individual concerned. When civil authorities suspend or revoke an individual's state driver's license, the BTC will revoke the individual's Base driving privileges. Reinstatement of Base driving privileges is authorized only when the individual provides proof of restoration of their civilian driver's license by the same jurisdiction that ordered the suspension/revocation.

9006. NOTIFICATION TO STATE DRIVER'S LICENSE AGENCIES.

Paragraph 2-13 of reference (a) specifies that the installation commander will notify the state driver's license agency of personnel whose installation driving privileges are revoked for one year or more, following final adjudication of implied consent offenses. Section 20-16 (a) (8b) of Motor Vehicle Laws of the State of North Carolina allows for the suspension of the license of any person who has committed implied consent offenses and have had their privilege to drive on the installation revoked or suspended after an administrative hearing authorized by the Commanding General of the installation. Thus, personnel who appear before the BTC may also lose their state driving privileges.

9007. NON-MOVEMENT TRAFFIC CITATIONS. Area commanders or their designated representative(s) may issue non-movement traffic citations (parking tickets) for vehicles illegally parked in areas under their cognizance. Requests to issue non-movement traffic citations will be forwarded by the Area Commander to the Base Provost Marshal for approval.

MOTOR VEHICLE AND TRAFFIC REGULATIONS

CHAPTER 10

BASE TRAFFIC COURT

	<u>PARAGRAPH</u>	<u>PAGE</u>
MISSION AND SCOPE	10000	10-3
APPEARANCE BEFORE THE BASE TRAFFIC COURT	10001	10-3
HEARINGS	10002	10-4
ADMINISTRATIVE ACTION: SUSPENSION AND REVOCATION ..	10003	10-5
ADMINISTRATIVE ACTION: DUE PROCESS	10004	10-6
REMOVAL OF BASE DECALS	10005	10-8
RIGHT OF APPEAL	10006	10-8
REINSTATEMENT OF DRIVING PRIVILEGES	10007	10-8
RESTRICTED DRIVING PRIVILEGES OR PROBATION	10008	10-9
DRIVING RECORDS	10009	10-9
AUTHORITY OF COMMANDING OFFICER/SUPERVISOR	10010	10-9
REMEDIAL DRIVER TRAINING	10011	10-10
TRANSFER OF RECORDS	10012	10-11
THE TRAFFIC POINT SYSTEM	10013	10-11
FIGURE 10-1 TABLE OF VIOLATIONS AND ADMINISTRATIVE ACTIONS.....		10-13

MOTOR VEHICLE AND TRAFFIC REGULATIONS

CHAPTER 10

BASE TRAFFIC COURT

10000. MISSION AND SCOPE

1. The Base Traffic Court (BTC) is the agency authorized by the Commanding General to take administrative action on traffic related violations.
2. The BTC is composed of a field grade officer and an administrator.
3. The Base Provost Marshal will provide one Staff Noncommissioned Officer to the BTC in order to provide assistance and perform other administrative functions as may be required.
4. The hearing officer will establish procedures for the conduct of the hearings. Individuals appearing before the BTC will be advised on the occasion of their appearance of the administrative action taken.
5. The BTC will determine whether or not, and the extent to which, an alleged violation warrants administrative action. It may consider any acts or conduct, wherever they may occur, of any person authorized to operate a motor vehicle, when such acts or conduct reasonably pertains to the safe operation of a motor vehicle.
6. The BTC is authorized to take administrative action within its authority against any individual directed to appear before it, except that the hearing officer will be senior in rank to any military person whose case is heard. If there is no member of such seniority, the case will be referred to the Commanding General, Marine Corps Base.
7. The BTC is not authorized to suspend or revoke a U.S. Government Motor Vehicle Operator's Identification Card. Such action is the responsibility of commanding officers and supervisors as set forth in par 10010 of this Chapter.

10001. APPEARANCE BEFORE THE BASE TRAFFIC COURT. A copy of the Armed Forces Traffic Ticket will be furnished to the violator at the time of citation. The Traffic Ticket contains instructions to report to the BTC, Building #4000, Midway Park, at the time and date prescribed. The violator acknowledges this requirement to appear by signing the traffic ticket. If the violator refuses to sign the traffic ticket, the issuing MP will so annotate on the ticket.

1. Active Duty Personnel

a. Active duty personnel are directed, by instructions on the reverse side of the Armed Forces Traffic Ticket, to inform their commanding officer of the violation.

b. Commanding Officers are, therefore, responsible for ensuring that violators appear at the BTC at the time and date prescribed on the traffic ticket. If it is determined that the individual cannot appear on the scheduled date, it is the responsibility of the Commanding Officer to reschedule the appearance. Requests can be made by telephone (ext. 1951/5807) or in person, however, this must be done by an officer or staff noncommissioned officer. Commanding Officers are encouraged to send a unit representative with personnel below the rank of Corporal to advise and assist them at their appearance before the BTC.

2. Civilians (Non-military or DoD Personnel)/Employees/Dependents

a. Civilian employees are directed by the instructions on the reverse side of the Armed Forces Traffic Ticket to inform their supervisor of the violation.

b. Dependents are directed by the instructions on the reverse side of the Armed Forces Traffic Ticket to inform their sponsor of the violation. It is the responsibility of the sponsor to ensure the violator appears at BTC on the time and date prescribed. If the violator cannot appear as scheduled, the sponsor is responsible to notify the BTC at ext. 1951/5807 and request a new traffic court date. Failure to appear as directed may result in the violation being referred to the Special Assistant United States Attorney, Marine Corps Base, Camp Lejeune, for adjudication by a U.S. Magistrate Court. All juvenile members under the age of 18 years who are cited for traffic violations will be accompanied by their parent or sponsor at their BTC appearance.

10002. HEARINGS. BTC is held at Building #4000, Midway Park at 0730 daily, Monday through Friday.

1. Persons appearing before the BTC should have in their possession an appropriate Identification Card, the violator's copy of the Armed Forces Traffic Ticket, and any documentation or evidence (to include appearance of witnesses) as appropriate which will assist the BTC in properly adjudicating the alleged violation.

2. Military personnel must appear in the uniform of the day, or if military duties dictate, in an appropriate working uniform. Individuals will consider this the same as appearing for office hours. Civilian personnel will appear in appropriate attire.

3. Personnel receiving a ticket for a minor offense (one listed as no more than four points in Fig 10-1), not involving an accident may, if it is their first offense at Marine Corps Base, Camp Lejeune, plead guilty and accept a voluntary assessment of traffic points and a warning. This is accomplished by BTC Administrator during the checking in process. The BTC Administrator will assess the appropriate numbers of points and impose a warning. This action is recorded as a conviction on the driving record of the individual. The BTC Administrator will annotate the date, time and phone number of the person pleading guilty on appropriate paperwork. All personnel desiring to plead not guilty must appear before the BTC Officer.

4. All violations must be referred to the BTC for adjudication. Personnel appearing before the court must be prepared to present any and all evidence, to include personal appearance of witnesses in their behalf, at the time of the hearing.

a. Each case will be fully and fairly heard. Individuals appearing before the BTC will be given the opportunity to present evidence, including witnesses and make such statements as may be relevant to their case and the disposition thereof. Counsel may appear with any person, however, counsel should be reminded that the proceeding is administrative and not adversarial.

b. Individuals appearing before the BTC will be advised of the administrative action taken and the consequences of that action.

10003. ADMINISTRATIVE ACTION: SUSPENSION AND REVOCATION

1. The privilege of driving a privately-owned motor vehicle aboard this Base is subject to administrative suspension or revocation for cause. Suspension may be imposed for any period up to a maximum of six months. Revocation is a more severe driver improvement measure and will be imposed for periods of not less than six months.

2. The BTC is the only agency authorized to suspend or revoke the privileges of operating a privately-owned motor vehicle on this Base for traffic violations, except as instructed in paragraph 9002.1. However, Base driving privileges may be temporarily suspended by an officer who is not involved in law enforcement after an individual is apprehended for an implied consent offense. When an officer is not reasonably available, the Base Provost Marshal may exercise that authority if immediate

action is warranted. When the Base Provost Marshal exercises the authority to temporarily suspend the driving privileges of an individual, a designated officer will review the evidence which supported the temporary suspension as soon as practicable. Temporary suspensions will be in effect from the time the individual is notified of the temporary suspension until his appearance before the BTC when:

a. The designated chemical test administered indicates a blood alcohol level of .08 percent or above.

b. The individual refuses to take the designated chemical test requested by the apprehending law enforcement official, regardless of jurisdiction.

c. Fitness for Duty Examination indicates the individual is under the influence of an intoxicating substance.

d. When specifically requested by a commanding officer or supervisor in order to maintain proper discipline and control.

3. Any military person that has been convicted of driving on revocation or suspension will have a letter submitted to his commanding officer by the BTC referring them for disciplinary action for violation of this Order.

4. Termination of Base registration is inherent to revocation action. However, paragraph 10005 of this chapter makes allowances for spouses and dependents.

5. The Base Provost Marshal will forward all notices of alcohol related civil convictions off Base to the BTC for appropriate suspension or revocation of Base driving privileges in accordance with paragraph 10013 of this Chapter.

6. An individual may receive a civil court case pending letter from BTC to drive their POV aboard Base until their civil court case date for a driving while impaired charge. In the case of a civilian charged off-base with a driving while impaired charge, he would receive a civil court case pending letter to drive aboard Base until the court date after he served the mandatory ten day (10) revocation period and pay the reinstatement fee to the Clerk of Court. This will only apply to first time offenders for an alcohol related offense.

10004. ADMINISTRATIVE ACTION: DUE PROCESS. Except as noted in par. 10003 above, suspension or revocation of Base driving privileges will not become effective until the BTC conducts an administrative hearing on the matter. Prior to the hearing the affected individual will be cited to appear before the BTC.

1. Suspension or revocation action will not take place unless the affected individual is offered a hearing. Under normal circumstances there should be at least a full day from the date the affected individual is notified and the date of the hearing. If an individual is unable to appear on the scheduled date, it will be the responsibility of that person's commanding officer, first line supervisor, or sponsor (in the case of dependents) to notify the BTC and request a new court date. Such requests will be given favorable consideration if the BTC finds there is sufficient reason to justify the request.

a. Failing to appear as scheduled will result in revocation of driving privileges.

b. Hearings conducted on revocation actions under implied consent will be considered only if:

(1) The law enforcement official had reasonable grounds to believe the person had been driving or was in actual physical control of a motor vehicle within the jurisdictional limits of the Base while under the influence of intoxicating liquor;

(a) A driver is in physical control when he/she is in position to control the motor vehicle and/or to regulate or restrain its operation or movement.

(b) The words "driver" and "operator" are interchangeable.

(2) The person was apprehended for driving under the influence and whether he/she refused to submit to, or failed to complete the test as requested by the law enforcement official, and

(3) The person had been told that their driving privileges would be revoked if they refused to submit to, or failed to complete the test. This does not apply to persons who are incapable of refusing.

c. Presumptions relative to the BAC Test. The BTC will be guided by the presumptions contained in Chapter 9, paragraph 9001.

2. If it is determined as the result of a hearing that the individual is guilty as alleged, the action of the BTC will become effective immediately. Upon a finding of guilty, the points indicated in Fig 10-1 of this chapter will be assigned. The table also indicates mandatory sentences of revocation for certain offenses. Other sentences are not mandatory, but represent the maximum authorized.

3. In addition to any other action, the BTC may require satisfactory completion of the Remedial Driver Training Course before restoration of driving privileges.

4. Reports. The following reports of the BTC actions are submitted to commanding officers of each reporting unit describing actions pertaining to members of their unit.

a. Commanding Officer's Monthly BTC Results Report. This report is distributed monthly by the BTC to inform commanding officers of traffic court action pertaining to members of their unit.

b. Commanding Officer's BTC Absentia Letter. This letter is distributed by the BTC to inform commanding officers of individuals under their command who failed to appear before the BTC in accordance with the procedure outlined in paragraph 10004.1 of this Chapter. Commanding Officers are directed to ensure the suspension/revocation action contained in this letter is followed.

10005. REMOVAL OF BASE DECALS. If the BTC imposes a suspension or revocation on a driver to whom a Base DoD registered vehicle decal was issued, a representative of the Base Provost Marshal at Building #4000, Midway Park, will affix to the person's vehicle a "No Male", "No Female", indicator to allow a violator's spouse to drive. A different indicator will be applied to the vehicle to allow the bona fide dependents other than the spouse, i.e. son or daughter, to drive that vehicle provided they possess a valid driver's license.

10006. RIGHT OF APPEAL. Any person whose Base driving privileges have been suspended or revoked has the right of appeal. The Administrator, BTC will inform the violator of the right of appeal. Appeals will be forwarded (original and three copies) via the chain of command to the Base Inspector. Appeals of civilians and dependents should be addressed directly to the Base Inspector, Marine Corps Base, Camp Lejeune, North Carolina. Appeals must be submitted within ten working days from the date the individual appeared before the BTC.

10007. REINSTATEMENT OF DRIVING PRIVILEGES. Persons whose driving privileges have been revoked/suspended through the provisions of this Order must apply for reinstatement through the BTC after the end of the period of suspension/revocation. Persons whose state or district driving privileges have been suspended may not apply for reinstatement until they can provide

documented proof that they have been relicensed by the appropriate State or District. Paragraphs 10010.4 and 10011 may apply.

10008. RESTRICTED DRIVING PRIVILEGES OR PROBATION. The Base Inspector may modify a suspension or revocation of driving privileges on a case-by-case basis to accommodate any of the following reasons, provided the person's state driver's license remains valid:

- a. Mission requirements.
- b. Unusual personal or family hardships.
- c. Delays exceeding 90 days, not attributed to the person concerned, in the formal disposition of an apprehension or charges that are the basis for any type of suspension or revocation.
- d. When there is no reasonably available alternate means of transportation to officially assigned duties. (In this instance, a limited exception can be granted for the sole purpose of driving directly to and from the place of duty.)

10009. DRIVING RECORDS

1. The BTC Officer is designated the custodian of all driving records on which entries will be made of the administrative action taken by the BTC.
2. When an individual has accumulated 12 points in a 12 month period, or 18 points in a 24 month period, the BTC Officer will revoke their driving privileges and notify the individual in writing. A copy of that notification will be provided to the individual's commanding officer, first line supervisor, or, in the case of dependents, the sponsor.

10010. AUTHORITY OF COMMANDING OFFICER/SUPERVISOR

1. The action taken by the BTC does not relieve commanding officers or supervisors of their responsibility to take administrative or disciplinary action, as appropriate, against military personnel or civilian employees.
2. Commanding officers will revoke the U.S. Government Motor Vehicle Operator's Identification Card of persons who are convicted of any of the following offenses:

- a. Manslaughter or negligent homicide.
 - b. Hit and run driving.
 - c. Driving under the influence of narcotics, hallucinogenic drugs or alcohol (DWI: .08 percent or more) or conviction of a lesser offense involving alcohol when BAC tests results were .08 percent or more or a conviction of DWI Refusal.
 - d. Felony involving a vehicle.
 - e. Habitual violator of traffic laws.
 - f. Conviction by a civil court for violation which results in revocation of civilian driver's license.
 - g. Revocation or suspension of Base driving privileges
3. The Commanding Officer or supervisor of any individual who has been convicted of any serious crime as outlined in Chapter 9 paragraph 9003, must notify the BTC in writing.

10011. REMEDIAL DRIVER TRAINING

1. Camp Lejeune Remedial Driver Training consists of eight hours of driver improvement instruction. Classes are held at Base Safety, extension 5725, Building #1208 in the Industrial Area, Tuesday through Friday. Classes go from 0715 - 1600 (one day only). Class assignment is made on a "first come, first serve" basis.
2. Remedial Driver Training will normally be assigned to persons in the following situations:
 - a. Individuals who are guilty of grossly exceeding prescribed speed limits.
 - b. Individuals who are guilty of driving under the influence of an intoxicating substance, or driving while impaired.
 - c. Individuals who have been adjudged guilty of a moving violation resulting in an accident.
 - d. Individuals who have received two moving violations within a 12 month period.
3. Completion of the driver improvement instruction is mandatory prior to restoration of driving privileges for the above violations and in other cases when awarded by the BTC.

10012. TRANSFER OF RECORDS. When an individual being transferred to a new installation has accumulated point assessments or has other valid entries on their driver record, the driver record will be forwarded to the Traffic Court of the gaining installation. Dependent driver records containing traffic point assessments or other entries will also be forwarded to the sponsor's gaining installation's Traffic Court.

10013. THE TRAFFIC POINT SYSTEM. This system provides an impartial and uniform administrative device for evaluating driver performance. The use of the system is not to be construed as a disciplinary measure or substitute for punitive action, and it is not intended to interfere in any way with the Commanding General's prerogative to issue, suspend, revoke, or deny Base driving privileges for cause.

1. The point system is mandatory and is not subject to modification or alteration.

2. The point system applies to military and civilian personnel operating government vehicles on or off the Base; to military personnel operating privately-owned vehicles on or off the Base; and to dependents, civilian employees and all other individuals subject to this Order operating privately-owned vehicles on the Base.

3. When two or more violations are committed on a single occasion, assessment of points will be for the one offense having the greater value. However, if a violator commits a series of unrelated offenses, which happen to be written on a single citation, it will be at the discretion of the BTC Officer, whether or not to award points for each unrelated offense.

4. The revocation of driving privileges based upon accumulation of traffic points will be for a period of six months.

5. Points assessed against an individual will remain in effect for point accumulation purposes for a consecutive 24 month period, or until separation from the service or final termination of employment, whichever is sooner. (This is not applicable in cases of immediate reenlistment, change of officer component, military retirement and continuation of vehicle registration as a retiree or reemployment as a civilian.) However, the termination of a revocation period will, of itself, warrant the mandatory removal from the driver record of all points assessed prior to the driving privileges withdrawal action.

6. Removal of points does not constitute authority to remove driver record entries for moving violations, chargeable

accidents, suspensions, or revocations of driving privileges. Driver record entries will remain posted on individual driver records for periods as specified below:

- a. Chargeable non-fatal traffic accidents/moving violations - 3 years.
- b. Non-mandatory suspension or revocation - 5 years.
- c. Mandatory revocation - 7 years.

This table indicates point assessment or revocation for certain offenses; other sentences are not mandatory, but represent the maximum authorized except when the violator is judged to be the proximate cause of an accident resulting in injury or property damage, in which case the points may be doubled.

MOTOR VEHICLE AND TRAFFIC REGULATIONS

CODE NO.	VIOLATIONS	<u>POINTS</u>	<u>SUSPENSION OR REVOCATION</u>
001	Operating vehicle while under suspension or revocation of driving privileges		Revoke, 2 years mandatory
002	Manslaughter (or negligent homicide by vehicle) resulting from the operation of a motor vehicle		Revoke, 1 year mandatory
003	Fleeing the scene of an accident (hit and run) involving death or personal injury, without rendering aid or reasonable assistance		Revoke, 1 year mandatory
004	Conviction by the BTC or civil court for driving under the influence (DWI: .08% or more); or for conviction of a lesser offense involving alcohol when intoxilyzer .08% or more,		Revoke, 1 year mandatory
005	Driving a motor vehicle while a habitual user or under the influence of any narcotic, drug or other substance		Revoke, 1 year mandatory
006	Conviction by court-martial or civilian court, or non-judicial punishment for any drug related offense, including offenses involving drug paraphernalia, whether or not a motor vehicle was involved in the offenses		Revoke, 1 year mandatory
007	Felony involving use of a vehicle, to include assault with vehicle		Revoke, 1 year mandatory
008	Perjury or false statement under oath to responsible officials or under law relating to the ownership or operation of motor vehicles		Revoke, 1 year mandatory

Figure 10-1.--Table of Violations and Administrative Actions

MOTOR VEHICLE AND TRAFFIC REGULATIONS

CODE NO.	VIOLATIONS	<u>POINTS</u>	<u>SUSPENSION OR REVOCATION</u>
009	Unauthorized use of a motor vehicle belonging to another which act does not amount to a felony		Revoke, 1 year mandatory
010	Refusal to submit to chemical tests (implied consent)		Revoke, 1 year mandatory
011	Reckless Driving (willful and wanton disregard for the safety of persons or property) Speed Contests (Drag Racing)	6	Revoke, 6 months
012	Fleeing the scene of an accident (hit and run) involving damage to property of another, without making identity known	6	Revoke, 6 months
013	Conviction at the BTC or civil court for driving under the influence (DUI: .05% and less than .08%); or for conviction of a lesser offense involving alcohol when BAC Test results were .05% and less than .08%.	6	Revoke, 6 months
014	Incompetent to drive a motor vehicle (mental or physical impairment)	6	Revoke, 6 months
015	Owner knowingly and willfully permitting another to operate their motor vehicle when physically impaired (DUI or DWI)	6	Revoke, 6 months
016	Committed an offense off Base which would be grounds for suspension/ revocation on Base	6	Revoke, 6 months
017	Permitted an unlawful or fraudulent use of an official driver's license	6	Revoke, 6 months
018	Fleeing or attempting to elude Military Police	6	Revoke, 6 months

Figure 10-1. Table of Violations and Administrative Actions

MOTOR VEHICLE AND TRAFFIC REGULATIONS

CODE NO.	VIOLATIONS	<u>POINTS</u>	<u>SUSPENSION OR REVOCATION</u>
019	Careless driving (Speeding 21 MPH or more above posted speed limit)	6	Revoke, 6 months
020	Speeding 16-20 MPH above posted speed limit	5	Susp, 90 days
021	Speeding 11-15 MPH above posted speed limit	4	Susp, 30 days
022	Speeding 1-10 MPH above speed limit	3	Susp, 15 days
023	Contributing to the cause of an accident resulting in property damage or bodily injury	4	Susp, 90 days
024	Grandstanding (to include spinning wheels, excessive acceleration, driving too fast for conditions)	4	Susp, 90 days
025	Passing a stopped school bus in the act of discharging or getting ready to discharge or admit passengers	4	Susp, 90 days
026	Improper passing or improper lane usage (to include crossing solid yellow lines and passing troops in formation without express permission)	4	Susp, 60 days
027	Failure to obey traffic signs or signals or instructions of traffic controlman or road guard	4	Susp, 30 days
028	Failure to yield the right-of way to emergency vehicle giving audible or visible warning	4	Susp, 60 days
029	Open alcoholic beverage in vehicle	4	Susp, 60 days
030	Following too close	4	Susp, 30 days
031	Failure to yield right-of-way (no official sign involved)	4	Susp, 30 days

Figure 10-1.--Table of Violations and Administrative Actions

MOTOR VEHICLE AND TRAFFIC REGULATIONS

CODE NO.	VIOLATIONS	<u>POINTS</u>	<u>SUSPENSION OR REVOCATION</u>
032	Failure to remove decal upon transfer of vehicle	4	Susp, 30 days
033	Allowing an unlicensed person to drive	4	Susp, 90 days
034	Operation below the minimum limits or at such slow speed as to impede the normal and reasonable movement of traffic, unless required for emergency safe operation	2	Susp, 30 days
035	Driving without an operator's license		Revoke, 1 year mandatory
036	Driving on seeded area	3	Susp, 15 days
037	Carrying more passengers than the vehicle was designed to carry	3	Susp, 15 days
038	Failure to see intended move could be made safely	3	Susp, 15 days
039	Improper turning	3	Susp, 15 days
040	Illegal entry	3	Susp, 15 days
041	Failure to maintain proper control	3	Susp, 15 days
042	Prohibited equipment		
	First Offense		Warning
	Second Offense (or corrective action has not been taken)	3	Susp, 15 days
043	Failure to signal or giving improper signal	3	Susp, 15 days
044	Inattention to driving, e.g., drinking from a container, excessively loud vehicle sound system, using cellular phone, etc.	3	Susp, 15 days

Figure 10-1.--Table of Violations and Administrative Actions

MOTOR VEHICLE AND TRAFFIC REGULATIONS

CODE NO.	VIOLATIONS	<u>POINTS</u>	<u>SUSPENSION OR REVOCATION</u>
045	Driving without a valid license in possession (if license is shown, charge will be dismissed)		Revoke, 6 months mandatory
046	Habitual violation of traffic laws or regulations (4 or more violations within 12 month period; or accumulation of 12 points within 12 months; or accumulation of 18 points within 24 months)		Revoke, 6 months mandatory
047	Fraudulent application for, use of, or alteration of state tag, Base decal or pass		Revoke, 6 months mandatory
048	Failure to appear as cited or maximum indicated punishment for each cited offense		Revoke, 6 months mandatory
049	Failure to report the involvement in an accident		Susp, 30 days
050	Expired temporary pass		Susp, 30 days
051	No insurance (to include expired insurance)		Susp, 30 days
052	Throwing litter from a vehicle		Revoke, 6 months mandatory
053	Expired inspection sticker/No registration		Susp, 15 days
054	Illegal Parking		
	First Offense		Warning
	Second Offense		Susp, 15 days
	Subsequent Offense		Susp, 30 days
055	Violation of any provision of these regulations not listed in this table		As adjudged by the BTC

Figure 10-1.--Table of Violations and Administrative Actions

MOTOR VEHICLE AND TRAFFIC REGULATIONS

CODE NO.	VIOLATIONS	<u>POINTS</u>	<u>SUSPENSION OR REVOCATION</u>
056	Driver involved in accident is responsible (used only as additive to points assessed for specific offense)	1	
057	Failure to use seat belts	2	Susp, 30 days
058	Senior ranking occupant in government vehicle failing to ensure seat belts in use by all occupants	2	Susp, 30 days
059	Operator of private vehicle failing to ensure all occupants wearing seat belts or approved restraining devices	2	Susp, 30 days
060	Use of headphones, earphones, or other listening devices while operating a motor vehicle	3	Susp, 30 days
061	Failure to restrain children	2	Susp, 30 days
062	Use of radar detection or emission devices	3	Susp, 30 days

Figure 10-1.--Table of Violations and Administrative Actions

MOTOR VEHICLE AND TRAFFIC REGULATIONS

CODE NO.	VIOLATIONS	<u>POINTS</u>	<u>SUSPENSION OR REVOCATION</u>
M01	"Showing Off" or grandstanding in any manner	4	Revoke, 6 months
M02	Improper passing of other vehicles in same lane on either side or weaving in and out of traffic	4	Susp, 60 days
M03	Riding between lanes of moving traffic or riding between the traffic lane and parked cars	3	Susp, 30 days
M04	Riding more than two abreast in same lane	3	Susp, 30 days
M05	Allowing passengers to ride side-saddle or allowing passenger without protective equipment	3	Susp, 30 days
M06	Knowingly violate any motorcycle/moped equipment regulation of this Order	3	Susp, 30 days
M07	Carrying items so as to interfere with safe control of motorcycle/moped	3	Susp, 30 days
M08	Failing to wear appropriate protective clothing/safety goggles or visor, reflective vest, hard soled shoes	3	Susp, 30 days

Figure 10-1.--Table of Violations and Administrative Actions

MOTOR VEHICLE AND TRAFFIC REGULATIONS

CODE NO.	VIOLATIONS	<u>POINTS</u>	<u>SUSPENSION OR REVOCATION</u>
T01	Cruising or picking up passengers		Susp, 15 days mandatory
T02	Carrying more than 5 passengers in a taxi		Susp, 15 days mandatory
T03	Base permit not displayed in taxi		Susp, 15 days mandatory
T04	Fare rate schedule not displayed in a taxi		Susp, 15 days mandatory
T05	A second conviction for any offense T01-T04 within one year of first conviction		Susp, 60 days mandatory
T06	First offense of not accepting a fare, not responding to a fare received telephonically or not answering telephone while first in line		Susp, 60 days mandatory
T07	Charging more or less than established taxi fare		Susp, 60 days mandatory
T08	A second conviction for offenses T06-T07 above		Revoke, 6 months mandatory
T09	Operating a taxicab without a valid Base permit		Revoke, 1 year mandatory
T10	Carrying a concealed weapon (except a firearm)		Revoke, 1 year mandatory
T11	Operating a taxicab after permit has been suspended or revoked and before reinstatement		Revoke, 1 year mandatory
T12	Third offense of reckless driving		Revoke, 1 year mandatory

Figure 10-1.--Table of Violations and Administrative Actions

MOTOR VEHICLE AND TRAFFIC REGULATIONS

CODE NO.	VIOLATIONS	<u>POINTS</u>	<u>SUSPENSION OR REVOCATION</u>
T13	Second offense of operating a vehicle under the influence of an intoxicant		Revoke, Permanently
T14	Carrying a concealed firearm		Revoke, Permanently

Figure 10-1.--Table of Violations and Administrative Actions